1

G. R. S. IX-5]

Previous references.

File No. 24-10

1916.

Serial Nos. 1-17

(E. A9.)

Later references.

188 - E. A9.
(Lock-up manual.)
Pris 15-24 (1-4).

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1 - 17.

Part B for file

SUBJECT.

Revision of the Mysore Jail Manual.

To The Inspector general of Prisons
The Inspector general of Police
The Registrar, Chief Court
All District Magistrals

G.O. no 24 - E. A9. dated 15. 6. 1917.
Issues a revised Jail Manual for Mysore

seen
28.11.1917.

W D 88—GPB—50,000—24-7-16

2

G. R. S. 11] 191 (

GENERAL AND REVENUE SECRETARIAT.

E.A.9

NOTES.

File No. 9

FILE HEADING.

Revision of the Mysore Jail Manual

From

No.	Dated	Received

Diary No.	Enclos.	Spare Copies.	Serial No.

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS.

NOTES—First Sheet.

GPB—20,100—8-8-14

Jail Manual 3

G. R. S. 12]

General and Revenue Secretariat. G 14 File No. 24 of 191 .

Serial No.

2 The revised Jail Manual(draft) has been received in parts, the last of these arriving in September 1911. For nearly 4½ years practically no action had been taken and recently the papers were transferred to this Branch. Some little progress has now been made in checking the Manual and the first six chapters are now submitted with notes as specimens of the lines on which the work is proceeding. There are several reasons which render the work difficult.

(1) The Madras Jail Manual upon which the draft Manual is based has undergone revision in 1915 This renders it necessary to make rather extensive changes in the draft.

(2) There are several provisions in the draft requiring the administrative sanction of Government before insertion, and no such sanction has been obtained.

(3) The draft has to be compared right through with our own Jail Manual, with the revised edition of the Madras Manual, and with the Bombay Manual.

4 It will thus be evident that the work will involve a good deal of labour, and the comparing especially requires two persons.

3 This Branch with its modest strength of four hands cannot hope to satisfactorily deal with the work without additional assistance. I had asked Mr. Krishna

NOTE—Contn. sheet.

GPB—70,000—17-12-15

G. R. S. 12]

General and Revenue Secretariat. G.N.Y. File No. 26 of 191 .

Serial No.

Krishna Rao to take up the Manual and given him the assistance of Mr. Narayana Rao. Though the work was done with assiduity, the frequent calls in other directions on the time of these gentlemen have prevented the scrutiny of the Manual progressing as satisfactorily as might have been wished. And there is no prospect of more rapid progress unless one additional hand at least (first division clerk) is given for a period of 6 months, to be extended, if necessary.

4 It is also necessary that the Inspector General of Prisons should be requested to send one of the officials employed in the preparation of the Manual to help us for two hours every week. This will enable us to send the corrections proposed to the Inspector General from time to time, and ascertain his views without the formality and waste of time involved in correspondence.

5 The draft will thus be revised in consultation with the Inspector General and orders will be sought for from time to time when about six or seven chapters are ready. Points on which a serious departure from existing practice is proposed in the Manual will be separately submitted for orders.

6 It is only by this means that the revision of the Jail Manual which has been under contemplation

NOTE—Contn. sheet.

G. O. S. 12]

General and Revenue Secretariat. | File No. 24 of 191

Serial No.

contemplation for 12 years will be brought ~~about~~ to completion within a measurable distance of time. The expenditure involved is, considering the nature of the work, inconsiderable and may be met from the savings under "Efficiency Audit".

I request that the proposals may be kindly sanctioned.

Secretary

Agree. The case may be submitted with a draft G.O.

RMC 14/2/16

Draft 16/2

I

Sl. 24.

G. R. S. 12]

General and Revenue Secretariat.

File No. EA 24

Serial No.

9 The portion so far done (30 chapters) may be sent to Press for being set in type. This will enable us simultaneously to send copies to the I.G. of Prisons and the administrative Branch concerned for remarks and will facilitate the obtaining of notes from Govt.

Secy) NEG 25/5

10 By the time the proofs come some more chapters will have been scrutinised and got ready to be sent to Press

L IV
St 44

The right Dwell 3/6 Lee 9/6 NEG 28/5

12 Chaps I to XXX sent to Press.

Lee 9/6

13 Proof of chaps I to XXX with notes are submitted for approval or other orders.

Asst Secy) Lee 24/8

14 ~~If approved~~, one copy of the proof and notes ~~with~~ be sent to I.G. Prisons and the Judl Branch, and one

NOTE—Contn. sheet.

General and Revenue Secretariat. | File No. of 191 .

Serial No.

to Mr. Tyagaraja Iyer for remarks.

NEW
25/8

15 Submitted with a draft to the D. G. of Prisons -

26/8/16.

NEW
26/8

1. Letter No. 24-E. A. G. dt 28-8-16 to the D. G of Prisons forwarding the proof of Chapters I to XXX of the revised Nellore jail manual and notes for his remarks and return

Also a copy each to Br III & Mr. Tyagaraja Iyer.

16 Draft of chaps XXXI to XLIV with notes are submitted. copies will be sent to the D. G of Prisons, Mr. Tyagarajaiyer + Br III in approval. lee 30/8.

Asst-Secy)

NEW
21/9

2 Letter No: 24 - E.A. G. dt 21/9/16 to the D. G. of Prisons forwarding the proof of Chapters XXXI to XLIV for his remarks & return.

A copy of the proof of the said Chapters with notes thereon has also been sent to Br.

NOTE—Contn. sheet.

G. R. S. 12]

General and Revenue Secretariat.	File No.	of 191 .

Serial No.

III as well as Red.-Secy. on Spl. duty

17 Draft of Chapters XLV to LXII with notes thereon is submitted. Copies will be sent to the I.G. of Prisons and Br. III if approved.-

Asst. Secy.) 20/10

3 Memo no: 24-S & G. dated 11/10/16 forwarding to the I.G. of Prisons, the proof of Chapters XLV to LXII for his remarks & return.

A copy of the proof of the said Chapters has been sent to Br. III as well for remarks.

4 Memo no: 12/47-07 of 22/11/16 from the I.G. of Prisons returning the Chapters XLV to LXII of Jail Manual with his remarks.-

NOTE—Contn. sheet.

G. R. S. 12]

General and Revenue Secretariat. | File No. | of 191

Serial No.

The corrected proof of the Jail Manual chaps I to XV is put up, along with a draft G.O (to be continued) explaining the material changes introduced. The proof has been revised in accordance with the remarks of the I.G. of Prisons.

The portion now sub relates to jail offices — the next portion dealing with the discipline of prisoners will be presently sent. It is suggested that the portions as they are sent may be kindly sub after scrutiny to the Member for provisional approval. When the whole of the Manual is thus approved it may be circulated to Members. This will enable us to promptly attend to the instructions that may be received at this stage from the Rev secy or Spl Duty or the member.

D. No. 180-8/22.12.16

Rev secy or Spl Duty)

22/12/16

NOTE—Contn. sheet.

GPB—70,000—17-12-15

WD 1233—GPB—60,000—1-12-16—S

G. R. S. III-2]

General and Revenue Secretariat. | File No. | of 191 .

Serial No. 5

Letter No: Pol: 651 dated 29/12/16 to the Joint Assistant to the Hon'ble the British Resident in Mysore requesting to be furnished with copies of certain Resolutions of the Govt. of India dealing with the Remission System and the Conditional Release of life-term prisoners.

NOTE—Contn. sheet.

G. R. S. 12]

General and Revenue Secretariat.	File No. of 191 . .	
	Serial No.	
U.G. No. 29 } S. 2. 1. 1917. }		A note on a separate sheet is attached to this. PU 2/1/17

NOTE—Contn. sheet.

GPB—70,000—17-12-15

12

11

N O T E.

21 As regards the remaining Sections of the Jail Manual I would suggest, with all deference that they should consist only or mostly of the rules actually in force and that the adaptation from the Madras or Bombay Jail Manual should be reduced to the barest minimum. Such an adaptation is best done from time to time as occasion arises. The delay of more than 5 years in the passing of the Manual seems to me to be due to the overlooking of this important consideration.

(2) I have no desire to upset what has been done and would only request this to be applied to the remaining Sections of the Manual.

(3) Coming now to details, I would suggest that the draft G.O. should state that the rules are framed under Section 54 of the Prisons Act 1870. The paras in the Manual are now referred to either as "Rules" or as "Sections" They should be uniformly referred to as "Rules" which is the term used in Section 54.

(4) If a spare copy of the proofs is sent to me, I shall comment in detail on the rules in the Manual.

2/1/17

G. R. S. 12]

General and Revenue Secretariat. E. A. C. File No. 24 of 191 .

Serial No.

22 The second part of the draft Jail Manual with an explanatory draft G.O. (continuation of what has already been sub^d) is put up.

23 Chap XX on the Remission System has not yet been finally scrutinised copies of certain Resolutions required in connection with this have been applied for from Reviewer.

24 In the former note I had suggested that the several portions of the Manual after being passed by Member may be circulated. This was suggested in view of the imp. of the subject. As a matter of fact it is a two-member subject (dist II — 23) & may if thought fit, be treated as such.

D. No 198. & 2. 1. 17. Rev. ecy or Spl Duty) MCC 8/1/1917

25 Please see my note on the 1st 15 chapters. If a spare copy of the proofs is sent to me. I shall prepare a note. 4/1/17

NOTE—Contn. sheet.

WD 1238—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | File No. of 191 .

Serial No.

26 Chaps. I to XXIX of the Jail Manual (proof) are sub. All except chap XIX on the Remission System have been scrutinised - The suggestions of the D.G. of Prisons and of Mr Nyagaraja Iyer to whom copies of proofs were forwarded are embodied as far as possible in the present draft. The draft G.O which accompanies explains the imp. changes.

27 The rest of the Manual (chaps XXX to LXII) will be sent to Mr Nyagaraja Iyer today. And will be finally sub with a similar draft G.O (continuation) as soon as it is ready.

28 On certain ~~or two~~ occasions, when important rules of jail discipline were enacted, (e.g. the scale of ~~diet~~ diet, and the mark rules) the Resident was consulted. It is a question for consideration if such consultation is necessary on the present occasion. As the rules will have to be applied to C & M. Stn prisoners as well as those of the Mysore State it would perhaps be better to send a copy of the proof to the

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

General and Revenue Secretariat. | File No. of 191 .

Serial No.

29 J. A. R. for remarks.
Are the Remission System (chap XIX) & we have applied for copies of certain Resolutions of the Govt of India. The rest of the draft may be provisionally approved
(Sd Secy)
NEE
11/1/17

L II
Sl 23

30 I agree that it is desirable to consult the Bombay Govt. A draft to this effect may be sub° to the Second Member.
DMC
12/1
NEE
16/1

NOTE—Contn. sheet.

16

115

G.R.S. III—3]

Routine Notes.

[To be used only for notes, requisitions, etc., not intended for permanent record.]

81 Chaps XXX to last of the draft jail Manual with Sch are put up.

RCM 15/1/17

Rev. secy n spl rules.

32 Secy: As regards Rule 617, it seems desirable to make a some special reference to the J.G. of prisons & ascertain the existing position. A reply can be expected in 3 or 4 days.

DO. letter to the J.G. to say

RCM 17/1

23 As regards other points, I am preparing a note & shall be glad if a typed copy of the draft Go is sent to me for perusal with the Draft manual & Sch (when)

comply

17/1/17

N.B.—Should routine notes be written on small slips, the notes must be copied, or slips pasted on this form.

W.D. 81—GPB—60,000—20-4-16

17 16

G. R. S. 12]

General and Revenue Secretariat. | G. File No. of 191 .

Serial No.

34 Draft D.O. is put up as directed.

Subd. ek 17/1/17

mm nen 17/1/17

6 D.O. dated 17/1/17 to Dr. T. V. Arumugam Mudlr. J. G. Prisons requesting him to intimate if there are camping & burial grounds attached to jails or not whether it is necessary to provide the same.

35 A draft reminder to the J. G. of Prisons is put up as directed.

Subd. ek 21/1/17

nen 22/1

Reminder issued 28/1/17

7 D.O. letter no: 1 of 28/1/17 from Dr. T. V. Arumugam Mudliar J. G. of Prisons stating that it is very necessary to provide camping & burial grounds to jails, as such grounds are not at present provided

NOTE—Contn. sheet.

Serial No.

26 The draft Jail manual with a draft G.O. explaining the changes is put up. The manual has been scrutinised by the I.G. of Prisons as well as Mr Thyagarajiya Iyer

37 A draft letter to the Resident inviting criticisms, if any, is put up acc to the instructions of the Secy, & sub for approval or other orders.

A neat revised proof has been called for, to accompany the letter to Resident

MM 24/1/17

272/24-1-17 Second member) approved 25.1.1917

Done as soon as neat proof is made MM 26/1

8 Letter no: Pol: 772 of 29/1/17 to the 1st Asst. to the Hon'ble the British Resident forwarding a copy of the draft Mysore Jail Manual for the remarks of the Resident & returns

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | File No. of 191 .

Serial No. 9

From the Joint Secy. to the Hon'ble the British Resident in Mysore — Letter no: 670 of 26-1-1917 forwarding copies of certain Resolutions of the Govt. of India relating to the Remission System & the Conditional release of life-term prisoners.

A draft to the Residency forwarding the revised Chapter on Remission Rules and the set of rules which are applicable to Cdn. Sta. prisoners is put up as directed.

Subd. 15/2/17

Chap XX of the draft Manual has been revised on receipt of the copy of Resolution of Govt of India which we had applied for through the Residency. A copy of the revised chapter as also a set of rules applicable to cap. sta. prisoners may now be sent to Residency in continuation of our previous communication, approved by second member (para. 39).

43 A draft is put up for approval.

Second member) approval of new 16.2 15/2/17

Note—Contn. sheet.

417 15-2-17

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

E. A. G. File No. 24 of 191

Flag A.

Serial No.	
10	Letter no: 855 Pol: dated 17/2/17 to the Hon'ble the British Resident forwarding for the consideration of the Resident, a copy of Remission Rules and a copy of draft rules relating to prisoners of the C. on. Station Bangalore. Submit with two drafts, one forwarding chapter LVIII (Cash Transaction and Financial Accounts) to Comptroller and another forwarding chapters 42 (Civil Prisoners) and 49 (Condemned Prisoners) to the Inspector General for favour of scrutiny and remarks, if any. NW 23/2/17
11	Letter No. 24-E. A.S. of 23-2-1917 to the Comptroller of Mysore forwards Chapter LVIII of the revised draft jail manual for remarks and suggestions if any, regarding the cash transactions and financial accounts.

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat. | File No. of 191

Serial No.

12 Letter No. 24-E. A.S. of 23-2-17 to the Registrar, Chief Court of Mysore, forwarding Chapters XLII and XLIX and requests the favour of remarks and suggestions if any of the Chief Court.

Registrar, Chief Court, reminded on 20-3-17.

Comptroller of Mysore reminded on 20-3-17.

13 From the First Asst to the Hon'ble the Resident in Mysore.

Letter No. 2217 of 22-3-1917. Says that he has no remarks to offer and forwards a copy of the new rules issued by the Govt of India, relating to the duties of Superts of jails in connection with petitions for mercy from convicts under sentence of death.

Mr. Krishnaraj 4/7 Please see for Lunchtime. Rao & ascertain if he has ~~had any~~ scrutinised the proof completely

Mr. L.M. written to 26/3

14 Letter No. 24-E. A.S. of 27-3-17 to the Superintendent, Govt Press, requesting him to send the appendices to the Mysore Jail Manual for reference and return.

NOTE—Contn. sheet.

Serial No.

15 Letter No: 2185 dt 29-3-1917 from the Supt: Govt: Press returning the appendix to the Jail manual as desired

16 Letter No: 4 E.&R. dt 4-4-1917 to the Supt Govt: Press sending back the draft appendices and calling for proofs.

The draft Jail Manual as finally revised in consultation with the I.G. of Prisons is sub-d together with a draft order. The changes in procedure are explained in the annexure to the draft order.

The Manual has been scrutinised by Mr Jagannath Iyer who has made some remarks on the first five chapters, these have been attended to.

The Manual has been sent to the Residency as it is to apply to prisoners from the C. & M. Stns. The Residency* have no remarks to offer.

The opinions of the Chief Court⊗, the Comptr° and the Jail Dept° have been asked for on a few chapters. Any changes necessary in consequence of their replies will be duly brought to notice. In the meantime, the

* Flag A,
⊗ Flag B,
° Flag C, ☆ Flag D,

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2]

General and Revenue Secretariat.

E. 19 File No. 24 of 1916.

List II

Serial 23

Serial No.

Manual may be taken up for consideration.

NLL 10/4/17

Secy

5 The draft order and this draft manual may be approved. It has engaged considerable time & attention of the Efficiency Audit Officer and a work which has been under contemplation for over 12 years has ~~yet~~ been completed.

Drawing Member Dewan

Dewan 5/5 Acc 11/4 NLL 11/4

6327
5.5.17

53 The draft order and the draft manual are approved.

This sh^d be done Dewan 5/5

54 It is ~~presumed~~ that a table of contents and an index will be prepared and printed with the Manual.

Dewan 6.5.17.

The index has alre^dy been prepared and sent to Press. The table of contents will be prepared after the Manual is finally passed NLL 5/5

Dewan 5/5

I am glad that the manual is completed after all. The Efficiency Audit Officer deserves credit for completing the compilation.

9.5.17. AG

Dewan 11/5

NLL 11/5

? O. Sent to Press on 11.5.17. Calling for proofs early.

NOTE—Contn. sheet.

Serial No.

A draft addendum to the Mysore jail manual on Inspection of jails by Insp^r & Disp^r-genl, as laid down in G.O No 43 E.A.G dt 29.1.1916 is put up as directed. The Inspection Questions will be sent to press for forming Appx III-6 of Vol II, if approved.

Flag III.

Asst Secy)

Issue
19/6

Forwarded to Govt Press and proofs called for on 20.6.17: Proof passed for print.

17. 2 The Registrar, chief Court
The Inspector-General of Prisons
The Inspector-General of Police
The District Magistrals

G.O. No 24-E.A.G. dated 15.6.1917
Issues a revised jail manual for Mysore.

From
The Superintendent, Govt Press.
Invoice no 112 dated 19.7.1917.
Towards 100 copies of the jail manual.
The Superintendent Govt Press has been requested to send copies

WD 1233—GPB—60,000—1-12-16—S.

G. R. S. III-2.

General and Revenue Secretariat.

File No. 216 of 1917.

Serial No.

of the Jail manual to the Officers noted below:—

Inspector-General of Prisons. 90 Copies for reference in his office and distribution among the jails & lock-ups

Inspector-General of Police 100 Copies for reference in his office & distribution among the Supts and the Dalvk & City Police Inspectors.

The District Magistrates of

Bangalore	23	for reference in their offices and distribution among the Talluk Magistrates, Bench Magistrate Courts, and the Courts of the City Magistrates, Bangalore, Mysore &
Mysore	28	
Kolar	20	
Shemoga	19	
Tumkur	16	
Hassan	16	
Chitaldroog	15	
Kadur	11	

144

The Special Magistrate K. G. F.

Submitted with a draft distributing copies to Chief Court, and other Civil Courts.

If approved copies will be distributed to the Branches in the G.R.S.

Sd. 20.7.17

Yes. Please post up copies for Members & Secretaries first & also to Pol III

20/7/17

144
40
150/8

149
338
343
137

NOTE—Contn. sheet.

WD 1233—GPB—60,000—1-12-16—S.

26

H. R. S. III-2

General and Revenue Secretariat.

File No. of 191

Serial No.

Copies sent to Dewan and members separately and also to Br III, and other Branches.

~~Copies Dafd~~.

NOTE—Contn. sheet.

G. R. S. 26]

File No.

Serial No.

Diary No. of letter replied to .....

No. 94-E.A.I.
Ext. 1

General and Revenue Secretariat
( )
, *the* 191 .

To

The Inspr. Genl. of Prisons in Mysore

Date of issue 28-8-1916.

Signed by Mr. N. Madhava Rao.

Sir,

I am directed to forward herewith the proof of Chapters I to XXX of the ~~Draft~~ revised Mysore Jail Manual and notes thereon, for favor of your remarks & return.

I have &c.

Sd/ [illegible]
for Secy.
Genl. Dept.

over.

SUBJECT

26/9/16

G. R. S. 26]

File No.

Serial No. 2

Diary No. of letter replied to .....

No. 24-E. A. 9.
Enc. 2

General and Revenue Secretariat
( )
, *the* 191 .

To

The I. G. of Prisons
in Mysore

Sir,

In continuation of this office letter No: 24/E.A.9. dated 28th instant, I am directed to forward herewith the proof of the draft Mysore Jail Manual, Chapters XXX & XLIV and notes thereon, for favor of your remarks & return.

I have &c.

Sd/- [illegible]
For Secy
General-Delhi

Date of issue 2-9-1916.

Signed by Mr. R. Madhava Rao.

SUBJECT.

29

G. R. S. 26]

File No.

Serial No. 3

Diary No. of letter replied to .....

No. 24 E&G

General and Revenue Secretariat

( )

, *the* *191* .

Date of issue 21/10/16

Signed by Mr. M. Neathwood

To

The D. G. of Prisons in Mysore

Memorandum

The Proof of Mysore Jail Manual Chapters XLV & LXII together with note thereon is forwarded herewith for favour of remarks and return.

SM

for Secy. Genl. Dept.

over.

SUBJECT.

G. R. S. 26]

SUBJECT.....

Diary No. of letter replied to.....

Section

File No.

Serial No. 5

General and Revenue Secretariat

( )

, the 191 .

No. Rel 651

Date of issue 28-12-16

Signed by Alex D. de Navasiwa Rao

To Mr F. A. Rescoeut

Sir, I am directed to state that in connection with the revision of the Mysore Jail Manual, which is now in progress, the Dewan wishes to consult the marginally noted Resolutions of the Govt of India dealing with the remission system and the conditional

over.

(1) No: 161-172 (Jails) of 25/6/1908.

(2) No: 234-245 (Jails) of 12/7/1910

(3) No: 159-69 (Jails) of 6/9/1905.

release of life-term prisoners.
If copies of these ~~orders~~ Resolutions
are available in the
Residency (and could be conveniently spared)
I am to request
that they may be kindly
sent to this office for reference, after
which, if ~~required~~ desired, they will
be returned to you.

I have the &c

NM

Dy Secy. Genl Dept.

List of enclosures.

Copied by

Examined by

GPB—20,000—14-2-14

G. R. S. 26]

SUBJECT.....

Diary No. of letter replied to.....

Section

File No.

Serial No. 6

General and Revenue Secretariat

( )

, the 191 .

D.O. No. 24/E.A.G.

Date of issue 17/1/1917

Signed by Mr. N. Madhava Rao

To Dr. T. V. Arunagiri Mudaliar
I. G. Prisons
in Mysore

Dear Sir,

I am directed to request that you will kindly intimate whether there are Camping & burial grounds attached to the Jails at Bangalore Mysore at present or not whether there is any

necessity to provide ~~for the~~ same, ~~being provided to the gaols~~.

This information is required in connection with the question whether the proposed ~~revision of~~ the Gaol Manual (Rules x. of the ~~Act~~ of 1874) ~~which contains~~ relating to burying grounds & burial grounds should be retained or not in the new Manual.

x. 504 to 509 and 465 to 474

I am to request the favour of a very early reply.

List of enclosures.

Copied by

Examined by

GPB—20,000—14-2-14

VIII
E. AUDIT.
25 JAN 1917

847

34

Office of the Inspector-General
of Prisons, in Mysore.

D. O. 1

Dated, Bangalore 23rd Jany. 1917

Dear Sir,

With reference to your D. O. No, 24/ E.A.G. dated the 17th instant, I write to inform you that there are neither camping nor burial grounds attached to the Jails at Bangalore and Mysore at present, and it is very necessary to have such grounds exclusively for the use of both the Jails, at Bangalore and Mysore.

Yours sincerely,

To,

N. Madhava Rao, Esqr, B.A; B.L;
Assistant Secretary to Government.

35

G. R. S. 26]

SUBJECT.....

Diary No. of letter replied to.....

Section

File No.

Serial No. 8

General and Revenue Secretariat

( )

, the 191 .

No. Pol. 772/Ec.1

Date of issue 29th Jany 1917

Signed by Mr S. M. Narasinghachar

To

The First Assistant to the Hon'ble the British Resident in Mysore

Sir,

I am directed to forward herewith the revised draft of the Mysore Jail Manual which the Durbar propose to issue in supersession of the edition of 1894. The revised draft follows in the main the Madras Jail Manual, but in substance it is largely a reproduction of the provisions contained in the Mysore Jail Manual ~~now~~ of

of 1894 as modified from time to time. The only change of any importance, which it is proposed to introduce, relates to the adoption of the Rules in force in British India regarding the remission of sentences for good conduct. These rules have not been finally scrutinized pending the receipt of the papers applied for from the Residency in this office letter No. Pol. 651 dated 28th December 1916.

2. Seeing that the new Manual will have to be applied to prisoners from the Civil and Military Station, the Durbar will be glad if you will be so good as to communicate the Hon'ble the Resident's remarks, if any, regarding provisions.

I have &c.,

Secy. to Govt. Genl. Deptt.

List of enclosures.

3. The appendices will follow.

Copied by

Examined by

GPB—20,000—14-2-14

G. R. S. 27]

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

visitors at their inspection of jails;

v. Inspector-General of Prisons' Proceedings No. N dated 22nd April 1881;

vi. Scale of escort of prisoners by road and railways;

vii. Standard scale of surgical equipment &c. for jail hospitals;

viii. Note on disinfection and disinfectants;

ix. List showing the classification of previous occupation of convicts;

x. Medical certificate and History sheet of lunatics; and

xi. Scale of tasks to be adopted in jails.

Appendix IV:-

Standard forms of Registers, monthly and annual statistical returns to-gether with index thereto

Fro Secy. to Govt.
Genl Department.

GPB—20,000—7-7-14

DIARY No. J.1689.

38

No. 640

GEN. & REV. SECRETARIAT VIII E. AUDIT. 2 FEB 1917

GEN. & REV. SECRETARIAT III 26 JAN 1917

Pol. 1340 27-1-17

FROM

MAJOR T. H. ST. GEORGE TUCKER,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

GEN. & REV. SECRETARIAT III JUDICIAL 21 JAN 1917

Dated Bangalore, 26th January 1917

SIR,

With reference to your letter No.651-Pol., dated the 28th December 1916, I am directed to forward a copy of each of the marginally noted resolutions of the Government of India Home Department, dealing with the remission system and the conditional release of life term prisoners.

*
Resolution No.161/172, dated the 25th June 1908.
Resolution No.234-245, dated the 12th July 1910.
Resolution No.159-169, dated the 6th September 1905.

I have the honour to be,
Sir,
Your most obedient servant,

T. St. G. Tucker.

First Assistant Resident.

R. O. 2—R. P. B.—1—1917.—1,000.

Resolution No.161/172, dated the 25th June 1908, of the -- Government of India, in the Home Department, (Jails).

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In the Home Department letter No.10-17, dated the 13th January 1906, the Government of India invited the criticisms and -- suggestions of other local Governments and Administrations upon -- certain proposals submitted by the Governments of Bengal and -- Bombay, respectively, for the modification of the system under which remission of sentence is earned by prisoners in jails. The Most important feature of of these proposals was the substitution of a system of remission by days for that based on the marks earned.

2. The replies received to this letter indicated that local Governments were generally in favour of the proposed alteration of system. Various other suggestions were also put forward in this correspondence; and the Government of India, after examining the opinions submitted to them decided that, in order to avoid errors in matters of detail, the form of the rules should be considered in the first instance by officers with practical experience of jail administration. They accordingly convened a small Committee, consisting of certain Inspectors-General of Prisons, to draw up a set of rules based on the various suggestions received from local Governments. The rules framed by the Committee havebeen carefully -- examined by the Government of India and practically redrafted, and are now issued as appendix I to this Resolution. The Governor -- General in Council is pleased to direct that they shall be introduced with effect from the 1st January 1909.

3. Certain rules regarding the forfeiture of remission were - also included in the remission rules in force previous to 1892, but on recommendation of the Prison Conference held in that year were removed therefrom. The Government of India adhere to the --

opinion

opinion that rules regarding the forfeiture of remission are out of place among the rules regulating the earning of remission and are more appropriately included in those relating to the punishment of prison offences. The rules on the latter subject, however, which are contained in appendix I, part I, to the Home Department Resolution, No.12-Jails/500-10., dated the 31st August 1896, require amendment in consequence of the revision of the remission rules. Revised rules, which form appendix II to this Resolution, have accordingly been framed and are now issued for adoption in supersession to those hitherto in force. The rules relating to the classification of punishments contained in appendix II, part II, to the Resolution, dated the 31st August 1896, as modified by the Resolution No.2-Jails/21-31., dated the 15th January 1897, also require amendment. The Government of India have decided that these rules need not be issued as statutory rules, and that the object ~~which~~ with which they have been framed can equally well be attained by the issue of executive instructions. They therefore direct that the rules in appendix II, part II, to the Home Department Resolution, dated the 31st August 1896, as modified by the Home Department Resolution No.2-Jails/21-31., dated the 15th January 1897, shall be cancelled and that the executive instructions which form appendix III to this Resolution shall be substituted for them.

4. The Government of India leave it to the local Governments and Administrations to propose such alterations in the rules contained in the jail manuals in respect of the appointment of convict officers, the grant of rewards, etc., as may be entailed by the changes in the remission rules. They also request that when the revised rules are forwarded to them it may be clearly specified which of them (if any) require the sanction of the Governor General in Council under section 59 of the Prison Act, 1894.

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5. Certain changes are also rendered necessary in the statement showing the working of the mark system, which is appended to the annual provincial Jail Administration Reports. The Government of India consider that the present is a suitable opportunity to introduce the revised form No.IX which was circulated to local Governments and Administrations with the Home Department letter No.118-127, dated the 7th February 1903, with certain minor alterations consequential upon the change of system from remission by remarks to remission by days. A copy of the revised form is appended to this Resolution, and the Governor General in Council directs that it shall be substituted for existing statement C, begining with the Jail Reports for 1909.

Order:-

Ordered that a copy of this Resolution be forwarded to all local Governments and administrations and to the Foreign Department for information and necessary action.

" C O P Y "

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APPENDIX I.

In exercise of the powers conferred by section 59, sub-section (5), of the Prisons Act, 1894, IX of 1894), the Governor General in Council is pleased to make the following rules to regulate the shortening of sentences by the grant of remissions:-

1. These rules apply to the whole of Biritsh India, inclusive of British Baluchistan, and the Sonthal Parganas.

2. In these rules. —

(a) "prisoner" includes a person committed to prison in default of furnishing security to keep the peace or be of good behaviour:

(b) "class 1 prisoner" means a thug, a robber by administration of poisonous drugs or a professional, hereditary or specially dangerous criminalconvicted of heinous organised crime, such as dacoity:

(c) "class 2 prisoner" means a dacoit or other person convicted of heinous organised crime, not being a professional, -- hereditary, or specially dangerous criminal:

(d) "class 3 prisoner" means a prisoner other than a class 1 or class 2 prisoner:

(e) "sentence" means a sentence as finally fixed on appeal, -- revision or otherwise, and includes an aggregate of more sentences than one and an order of committal to prison in default of furnishing security to keep the peace or be of good behaviour:

(f) "life convict"means--

(1) a class 1 or class 2 prisoner whose sentence amounts to twenty five years' imprisonment, or
(ii) a class 3 prisoner whose sentence amounts to twenty-five years' imprisonment,

3. No remission shall be earned in respect of any sentence of t transportation or imprisonment under section 2 of the Frontier -- Murderous Outrages Regulation, 1901 (IV of 1901), passed on a person above the age of fifteen years.

4. No ordinary remission shall be earned in the following cases namely :-

(1) in respect of any sentence of imprisonment amounting, exclusive of any sentence passed in default of payment of fine, to less than one year;

(2) in respect of any sentence of simple imprisonment except for any continuous period not being less than one month during which the prisoner labours voluntarily;

4-A. If a prisoner is convicted of an offence, committed after admission to jail, under section 147, 148, 152, 224, 325, or 326 of the Indian Penal Code, or under section 52 of the -- Prisons Act,1894, or of an assault committed after admission

to

to jail on a convict-warder, warder or other official, the remission of whatever kind earned by him under these rules up to the date of the said conviction shall be cancelled, and he shall not be eligible to earn an ordinary remission until a period had elapsed equal to the term of imprisonment which under the sentence of the Court he has to -- suffer for any of the above specified offences.

5. The superintendent may, with the previous sanction of the Inspector General re-admit to the remission system any prisoner who has been removed therefrom under rules framed under section 59, clause (3), of the Act. Such a prisoner shall earn remission under these rules from the commencement of the month following such re-admission.

6. Ordianry remission shall be awarded on the following scale:

(a) one day per month for thoroughly good conduct and scrupulous attention to all prison regulations;

(b) two days per month for industry and the due performance of the daily task imposed.

EXPLANATION -- A prisoner who by reason of being at Court, in Hospital, in transit from one jail to another, or in an invalid -- gang which does not perform daily labour, or for any two or more of these reasons combined, is absent from work ~~for~~ the period one whole calender month, shall be debarred from earning remission, for that month under clause (b) but remission under clause (a) shall be awarded accordingly to the prisoner's conduct during the time he has actually been present in jail.

7. In lieu of the remission allowed under rule 6, convict warders shall receive eight days' ordianry remission per month, convict overseers six days per month and convict night watchmen four days per month.

8. Subject to the provisions of rule 5, remission under rule 6 shall be calculated from the first day of the calender month next following the date of the prisoner's sentence; any prisoner who after having been released on bail or because his sentence has been temporarily suspended is afterwards readmitted to jail shall be brought under the remission system on the first day of the calender month next following his remission, but shall be credited on his return to jail with any remission which he may have earned previous to his release on bail or the suspension of his sentence. Remission under rule 7 shall be calculated from the first day of the next calender month following the appointment of the prisoner as convict warder, convict overseer or convict night watchman.

9. Prisoners employed on prison services, such as cooks and -- sweepers, who work on Sundays and holidays, may be awarded two days ordinary remission per quarter in addition to any other remission earned under these rules.

10. Any prisoner eligible for remission under these rules who, for a period of one year reckoned from the first day of the quarter following the date of his sentence or the date on which he was last punished for a prison offence, has committed no prison offence -- whatever, shall be awarded fifteen days' ordinary remission in -- addition to any other remission earned under these rules.

11. Ordinary remission shall be awarded by the Superintendent or subject to his control and supervision and to the provisions of -- rule 12, by the Deputy Superintendent, Jailer, Deputy Jailer, or any other officer specially empowered in that behalf by him.

12. An officer awarding ordinary remission shall, before making the award, consult the prisoner's history ticket in which every -- offence proved against the prisoner must be carefully recorded.

If a prisoner has not been punished during the quarter -- otherwise than by a formal warning, he shall be awarded the full ordinary remission, for that quarter under rule 6, or, if he is a convict officer, under rule 7.

If a prisoner has been punished during the quarter otherwise than by a formal warning, the case shall be placed before the -- Superintendent, who, after considering the punishment or punishments awarded, shall decide what amount of remission shall be granted under rule 6, or, if the convict is a convict officer, under rule 7. All remissions recorded on the prisoner's history ticket shall be entered quarterly on the remission sheet (or card).

13. The award of ordinary remission shall be made, as nearly as possible, on 1st January, 1st April, 1st July and 1st October, and the amount shall be intimated to the prisoner and recorded on his -- history ticket. Remission granted to a prisoner under rule 10 shall be recorded on his history ticket as soon as possible after it is awarded.

14. No prisoner shall receive ordinary remission for the calender month in which he is released.

15. Special remission may be given to any prisoner other than a prisoner undergoing a sentence referred to in rule 3 for special -- services, as for example:-

(1) Assisting in detecting or preventing breaches of prison -- discipline or regulations;

(2) success in teaching handicrafts;

(3) special excellence in, or greatly increased outturn of, -- work of good quality;

(4) protecting an officer of a prison from attack;

(5) assisting an officer of the prison in the case of an outbreak, fire or similar emergency;

(6) economy in wearing clothes.

16. Special remission may be awarded -

(a) by the Superintendent to an amount not exceeding thirty days in one year;

(b) by the Inspector General or the local Govement to an amount not exceeding sixty days in one year.

EXPLANATION - For the purpose of this rule years shall be reckoned from the date of sentence, and any fraction of a year shall be -- reckoned as a complete year.

17. An award of special remission shall be entered on the history ticket of the prisoner as soon as possible after it is made, and the reasons for every award of special remission by a Superintendent shall be briefly recorded.

18. The total remission awarded to a prisoner under all these rules shall not, without the special sanction of the local Government, exceed one-fourth part of his sentence.

19. In calculating the date of release of a prisoner ~~xxx extend~~ the number of days of remission earned shall be converted into -- months and days, at the rate of thirty days to each month.

20. When a life-convict being a class 1 prisoner has earned suc remission as entitles him to release, the Superintendent shall, report accordingly to the local Govemment with a view to the -- passing of orders under section 401 of the Code of Criminal Procedure, 1898.

21. Save as provided by rule 20, when a prisoner has earned such remission as entitles him to release, the Superintendent shall -- release him.

22. When a prisoner is released under rule 21 the total amount of remission earned by him shall be endorsed on his warrant and the endorsement shall be signed by the Superintendent.

23. When a prisoner is transferred to another jail the total -- amount of remission earned by him up to the end of the preceding quarter shall be endorsed on his warrant and entered on his -- history ticket, these entries being signed by the Superintendent.

The receiving jail shall be responsible that the above information is duly obtained. Each jail at which a prisoner serves a portion of his sentence shall be held responsible or the correct calculation of the remission earned in that jail.

24. Remission sheets (or cards) shall be retained in the office of a jail for a period of one year after the release of the prisoner to whom they relate or his transfer to another jail.

NOTE.- (To rule 2). The case of all life convicts and of all prisoners sentenced to more than fourteen years' imprisonment or -- transportation or transportation and imprisonment for terms exceeding in the aggregate 14 years shall, when the term of imprisonment undergone together with any remission earned under the rules -- amounts to 14 years, be submitted for the orders of the local -- Government in accordance with the instructions contained in the Home Department Resolution No.159-67 (Jails) dated the 6th September -- 1905.

NOTE. (To rule 4). The intention of this rule is that if a prisoner's sentence or total of sentences is reduced on appeal to -- less than one year he shall cease to be eligible for ordinary -- remission under these rules and any remission that he may have -- earned prior to the reduction of his sentence or sentences shall be forfeited. See in this connection the definition of 'sentence' in rule 2 (e).

Note.

NOTE to Rules 20 ~~and 21~~:- The intention of these rules is (a) that the case of class (1) life-convicts should be submitted for the special orders of the local Government in each case as to whether release should be granted and if so, on what conditions, (b) that class (2) convicts and term-convicts of class (1) should be released without the special orders of the local Government in each case but subject to such general orders as to release and such general conditions as to police surveillance during the period of sentence remitted, as the local Government may prescribe. (c) -- class (3) prisoners should be released unconditionally on expiry of their sentence, less the period of remission earned."

N. B. The above notes should not be regarded as part of the -- statutory rules; they have merely been inserted for convenience of reference and with the object of assisting officers to interpret the rules.

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APPENDIX II.

With reference to the provisions contained in section 46, clause (4), of the Prisons Act (IX of 1894), the Governor General in Council is pleased to make the following rules to regulate the punishment of prison offences by loss of privileges admissible under the remission system, in supersession of the rules contained in Appendix I, Part I, to the Home Department Resolution No.12-Jails-500-10, dated the 31st August 1896.

For a prison offence any one of the following punishments involving loss of privileges admissible under the remission system may be awarded :-

(a) Forfeiture of remission earned.

(B) Temporary forfeiture of class, grade or prison privileges.

(c) Temporary or permanent reduction from a higher to a lower class or grade.

(d) Temporary or permanent exclusion from the remission system

Provided that :-

No order directing the forfeiture of remission in excess of nine days, or the exclusion of a prisoner from the remission system for a period exceeding three months shall take effect without the previous sanction of the Inspector General.

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APPENDIX III.

Instructions for the classification of punishments.

In supersession of the rules contained in the Appendix to the Home Department Resolution No.2-Jails-21-31., dated the 15th January 1897, the Governor General in Council is pleased to order that the punishments enumerated in section 46 of the said act, -- including those prescribed by the Governor-General in Council -- under Section 46, clauses (4), (6) and (7) shall be classified into minor and major punishments.

The following punishments shall be considered minor punishments:-

(1) Formal warning;
(2) Change of labour ~~for~~ to some more irksome or severe form;
(3) Forfeiture of remission earned not exceeding three days;
(4) Forfeiture of class, grade, or prison privileges for a period not exceeding three months.
(5) Temporary reduction from a higher to a lower class or grade;
(6) Penal diet;
(7) Solitary confinement for not more than 48 hours;
(8) Cellular confinement for not more than 7 days;
(9) Separate confinement for not more than 14 days;
(10) Imposition of handcuffs otherwise than by handcuffing a -- prisoner behind or to a staple;
(11) Imposition of link-fetters for not more than 30 days; and
(12) Substitution of gunny or other course clothing for the portion of the ordinary prison dress which is not woolen.

The following punishments shall be considered major punishments :-

(1) Hard labour in the case of prisoners not sentenced to rigorous imprisonment;
(2) (a) Forfeiture of remission earned, exceeding three but not exceeding nine days.
(b) Forfeiture of remission earned, in excess of nine days;
(c) Forfeiture of class, grade, or prison privileges for a period exceeding 3 months;
(d) Exclusion from the remission system for a period not -- exceeding three months;
(e) Exclusion from the remission system for a period exceeding three months.
(f) Permanent reduction from a higher to a lower class or grade;
(3) Solitary confinement for a period exceeding 48 hours;
(4) Cellular confinement for a period exceeding 7 days;
(5) Separate confinement for a period exceeding 14 days;
(6) Link-fetters, if imposed for more than 30 days;
(7) Bar-fetters;
(8) Cross-bar fetters;
(9) Handcuffing behind or to a staple;
(10) Penal diet combined with solitary confinement for more than 48 hours;
(11) Whipping; and
(12) Any combination of minor punishments admissible under section 47 of the Act.

NOTE.- The major punishments 2 (b) and 2 (e) and any combination of the major punishments 2 (b), 2 (c) and 2 (e) shall not be awarded by the Superintendent of a prison without the previous sanction of the Inspector-General of Prisons.

Copy

ment No. C.

used by Inspectors-General,

n system during the year 191

aximum remission days gained by any vict released during the year.				Average remission gained by the convicts entered in columns 4 to 7.				Maximum gratuity earned by any convict released during the year.	Average gratuity earned by the convicts entered in columns 4 to 7.
nlenced to				Sentenced to					
n.	Not exceeding 2 years	Not exceeding 5 years	over 5 years	One year.	Not exceeding 2 years	Not exceeding 5 years	over 5 years.		
.	9.	10.	11.	12.	13	14.	15.	16.	17.

by convicts with sentences of less than one year need not be shown in this form.

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Showing the working of the remis

Serial No.	Jails	Number released during the year who came under the remission system but failed to gain remission.	Number of convicts released during the year, who gained remission. Sentenced to			
			One year.	Not exceeding 2 years	Not exceeding 5 years	over 5 years.
1.	2.	3.	4.	5.	6.	7.
1.						
2.						
3.						
4.						
5.						

Special remissions or gratuities earned

Resolution of the Government of India Nos.234-245., dated the 12th July 1910, in the Home Department (Jails).

P.N.R.
25 JAN 1917

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It has been brought to the notice of the Government of India that under rules 20 and 21 of the rules for the shortening of -- sentences by the grant of remissions, framed by the Governor General in Council under section 59 (5) of the Prisons Act, 1894, and -- issued with the Home Department Resolution Nos.161-72, dated the 25th June 1908, a life-convict of class II or class III must be released by the Superintendent of the jail when the amount of sentence he has served, together with the amount of remission he has earned, aggragates 25 or 20 years, respectively. The result is that life-convicts of a specially dangerous character, as evidenced, for example, by previous convictions, by cumulative sentences, or by bad conduct in jail, may be set at liberty after 25 or 20 years, less the period of remission earned, without the local Government having any opportunity of considering whether their -- release is compatible with the public safety. This result was -- not intended when the rules were framed, and the Governor General in Council has decided that they should be amended in such a way as to provide that in such cases special reference shall be made to the local Government when the term of 20 or 25 years is reached.

2. Under the Home Department Resolution No.159-169 (Jails), dated the 6th September 1905, local Governments are required to take into consideration the question of releasing every convict who has served 14 years (including remission earned). At this stage, therefore, the local Government will have before it all the available information regarding the convict's character, antecedents and conduct in jail up to date, and in the case of any life-convict whose release at the expiry of 14 years it refuses to sanction it will be in a position to judge whether he can suitably be left to be released in the ordinary course by the jail superintendent, under rule 21, or whether his case should be submitted

again

again for its orders after 20 or 25 years, as the case may be. -- The Governor General in Council thinks that the opportunity afforded by the procedure thus prescribed should be utilized to deal with cases of the description referred to in paragraph I of this Resolution, and accordingly directs that when a local Government refuses to release a life-convict whose case it has considered at the expiry of 14 years under the resolution of the 6th September 1905, and is, for any reason, not satisfied that he can safely be released even after serving the period ordinarily treated as the maximum sentence for his class, it shall record a formal order that he shall not be released without reference to it. The matter will then be fully provided for by the rule annexed to this resolution, which will be substituted for the present rule 20 appended to the Home Department resolution Nos. 161-172, dated the 25th June 1908.

3. This amendment of rule 20 necessitates a change also in the note thereto. The following note will be substituted for that -- appended to the existing rules 20 and 21 by the Home Department - letter No.305, dated the 22nd December 1908, to the Government of the United Provinces, copies of which were forwarded with the endorsement Nos. 306-315, to other local Governments and Administrations.

Note to rules 20 and 21:-

[The intention of these rules is (a) that the casesof class I life-convicts, of class II or class III life-convicts who have more than one sentence for offences committed either before their admission to jail or while in jail, and of any other life convicts in whose cases the local Government may have deemed it desirable, should be submitted for the special orders of the local Government as to whether release should be granted, and if so, on what conditions (such conditions must, it should be noted, be prescribed by order under section 401, Code of the Criminal Procedure); and (b) that all other convicts should, on the expiry of their sentences, less the periods of remission earned, be released unconditionally without any special orders from the local Government.]

Order.

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Order:-

Ordered that a copy of this resolution be forwarded to Local Governments and Administrations and to the Foreign Department for information and necessary action, in continuation of Home Department Resolution Nos.161-172, dated the 25th June 1908. with reference to its letter No. 636-16J-2., dated the 14th March 1910.

Madras,	Eastern Bengal, and Assam,
Bombay,	Central Provinces,
Bengal,	North West Frontier Province,
United Provinces,	Coorg,
Punjab,	
* Burma,	

" C O P Y "

ANNEXURE.

In exercise of the power conferred by section 59, sub-section 5, of the Prisons Act, 1894 (IX of 1894), the Governor General in Council is pleased to substitute the following rule for rule 20 of the rules to regulate the shortening of sentences by the grant of remission, which were published with the Home Department resolution Nos.161-172., dated the 25th June 1908:-

"When a life-convict who is either

(a) a class I prisoner, or

(b) a class II or class III prisoner, with more than one sentence, or

(c) a prisoner in whose case the local Government has passed an order forbidding his release without reference to it,

has earned such remission as would entitle him to release but for the provisions of this rule, the superintendent shall report accordingly to the local Government in order that his case may be considered with reference to section 401 of the Code of Criminal -- Procedure, 1898".

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" C O P Y "

Resolution of the Government of India, in the Home Department (Jails) Nos. 159-169., dated the 6th September 1905.

ARN. & PEN. DEPT.
26 JAN 1917

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In its letter No.3798, dated the 5th December 1902, the -- Government of the United Provinces brought to the notice of the - Government of India a number of cases in which prisoners had been sentenced to various periods of imprisonment for different crimes and in separate trials, the aggregate of such sentences amounting to twenty years' regorous imprisonment and over. The Lieutenant Governor pointed out that as the law stands, there is nothing to prevent a person from being sentenced at different trials to prolonged period of imprisonment, and he contrasted this with the principle which the Penal law elsewhere contemplates, that rigorous -- imprisonment should not ordinarily extend over a greater period -- than fourteen years. His Honour was disposed to think that the most humane course would be to transport such persons to the -- Andamans, but recognising that such course could not legally be adopted, since the law does not permit the commutation to transportation of a sentence of imprisonment once passed, he suggested that on the expiry of fourteen years of the aggregate sentence -- cases of this kind should be submitted by the prison authorities to the local Government, who would then consider whether the whole or any portion of the remaining period of imprisonment thus fixed ought in no case to exceed twenty years.

Should be remitted in the exercise of the powers conferred by Section 401 Cr. P.C. this Honour upon of opinion that the period

2. The Government of India, upon a consideration of those representations, were disposed to agree that though the legislature, by limiting the term of imprisonment to be awarded at one trial to -- fourteen years, had indicated an opinion that longer terms of punishment should take the form of transportation, it was not possible without any alteration of the law to provide that convicts sentenced to long terms of imprisonment should be transferred to the Andamans and then be treated as if they had been sentenced to transportation. They regarded it, however, as undesirable, on general grounds, that prisoners should be confined in Indian jails for such

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protracted periods as those to which the Government of the United Provinces had referred. They concurred with that Government in thinking that such cases might be most conveniently dealt with by exercise of the powers of remission conferred by section 401 of the Code of Criminal Procedure, and suggested that, when persons guilty of heinous organised crime were released in pursuance of the policy proposed, it should be a condition of release that they -- should reside in a specified locality under police supervision. -- Before passing final orders, however, they decided to consult other Governments and Administrations on the proposals, and in particular they asked (1) for an expression of opinion as to whether such cases should be taken into consideration at the expiry of fourteen years as suggested by the United Provinces Government, or on the completion of twenty or twenty five years, according to the nature of the offence, as is done in the case of convicts transported to Port Blair; and (2) for information as to the number of prisoners -- actually undergoing cumulative sentences of imprisonment aggregating over fourteen years.

3. Finally they suggested that if on enquiry it should appear that there existed a tendency on the part of the courts to refrain from passing sentences of transportation on hardened offenders, in whose cases such punishment is especially appropriate, steps should be taken, in consultation with the high judicial authorities in each province, to issue instructions to correct it.

4. The majority of the authorities consulted are in favour of the proposal of the United Provinces Government, and would direct that when the term of imprisonment undergone together with any remission earned under the rules amounts to fourteen years the question of remitting the remainder of the sentence should be raised. The Governor General in Council is accordingly pleased to direct that this rule should be ordinarily adopted in future: he would not, - however, lay down that such prisoners must always be released at - the end of fourteen years' imprisonment and it will still be open to, and indeed incumbent on, the Local Government to take into con

sideration,

consideration, when deciding on the remission to be granted, the circumstances of each case, the character of the convict's crimes his conduct in prison and the probability of his reverting to criminal habits or instigating others to commit crime. It would also rest with them to prescribe as a condition of release that the convict shall, during the term of punishment remitted be subject to police supervision or other suitable conditions. Such a system has, in fact, been in force for some years in Madras in respect of ordinary prisoners, while the Government of Bombay have adopted -- similar treatment in the case of prisoners sentenced to transportation, but who are for special reasons not sent to the Andamans.

5. In a subsequent communication the Government of the United Provinces has raised the question of the treatment to be accorded to prisoners undergoing life sentences of transportation coupled with term sentences either of transportation or imprisonment. The point had already been discussed on a reference from the Central Provinces Administration in 1902, and in the orders passed thereon

Madras	no. 655
Bombay	" 656
Bengal	" 657
United Provinces	658
Punjab	" 659
Burma.	" 660
Assam.	" 661
Coorg.	" 662

which were communicated to other -- local Governments with the Home Department letter No.*, dated the 11th October 1902, it was said that in -- such cases it was for the local Government to consider whether the men should be released after twenty - or twenty five years according to the nature of their offences. -- From the principle now enunciated that the period of detention in an Indian jail should not ordinarily exceed the amximum term of -- rigorous imprisonment that the law contemplates, namely fourteen years, it follows that the term in these cases should be taken at fourteen and not at twenty or twenty-five years: the orders of October 1902 will be modified accordingly.

6. The case of those prisoners who have been sentenced to -- transportation for life, but who are for special reasons (such as debility of age) not transported, which has been raised by some of

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the local Governments consulted, has, the Government of India thinK been sufficiently provided for by the Home Department circular, -- dated the 31st January 1883, Nos.1-59-67. It was therefore left to local Governments to decide after what length of time the sentences should be remitted in the case of prisoners of this class.- The practice which is reported to be followed in Bombay of releasing such prisoners is, the Government of India presume, based on the orders : they appear sufficiently to dispose of the point.

7. It remains only to observe with reference to the question whether the courts as a whole deal adequately with habitual offenders, that the enquiry has shown that in most provinces their sentence are appropriate, and that wherever there exists a tendency to award cumulative sentences of imprisonment rather than transportation steps have been taken to correct it.

Order. Ordered that a copy of this Resolution be forwarded to all local Governments and Administrations etc., etc.,

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" C o p y "

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G. R. S. 26]

SUBJECT.....

Diary No. of letter replied to.....

Section

File No.

Serial No. 10

General and Revenue Secretariat

( )

, the 191 .

No. Pol. 855
Ex. 4

Date of issue 17th Feby. 1917

Signed M. Ta. Jayarama Rajeu

To

The First Assistant to the
Hon'ble the British Resident
in Mysore.

Sir,

In continuation of this office letter No. Pol. 773 dated 29th Jany. 1917, I am directed to forward, for the consideration of the Hon'ble the Resident, a revised copy of chatper XX of the draft Jail Manual. It reproduces the Remission Rules in force in British India revised so as to suit local requirements.

2.

61

2. I am also to send a copy (in original form) of the Rules in force regarding prisoners received in the Bangalore Central Jail from the courts of the Civil and Military Station, Bangalore. These Rules will form Appendix II of the Mysore Jail Manual. The other Appendices will be as follows:-

Appendix I:-

i. The Prisons Act, No. XXVI of 1870.

ii. The Prisoners' Testimony Regulation of 1894.

iii. The Mysore Lunacy Regulation of 1916;

iv. The Criminal Procedure Code of 1904

v. The Indian Penal Code of 1860.

Appendix III:-

i. Memorandum on proper cleaning and preparation of rations;

ii. Instructions for recording marks, scars and other means of identifying prisoners;

iii. Instructions for the preparation of Superintendent's Annual Administration Reports of jails;

iv. Memo of questions on some of the main points to be noticed by official and non-official visitors

List of enclosures.

1. Chapter 20 of the Jail manual
2. Rules re. prisoners of C&M Station

Copied by

Examined by

GPB—20,000—14-2-14

G.R.S. 26]

SUBJECT.....

Diary No. of letter replied to

General and Revenue Secretariat

( )

, the 191 .

Date of issue 23-2-1917

Signed Jos. R. Madhava Rao.

Section

File No.

Serial No. 11

No. 2C4—Ea. A.S.
Ea. XLII & XLIX

To The Registrar of the High Court

Sir

I am directed to forward herewith proof copies of chapters XLII to XLIX of the Revised Prison Jail Manual relating to Civil and Condemned prisoners and to request to be favoured with the

over.

Remarks and Suggestions
if any, of the Chief Court
at an early date

Noted

For Secy. of Dept.

23/2/17

List of enclosures.

Copied by

Examined by

GPB—20,000—14-2-14

G.R.S. 26]

SUBJECT.....

Diary No. of letter replied to.....

General and Revenue Secretariat
( )
, the 191 .

Date of issue 23-2-1917.

Signed by Mr. R. Madhava Rao.

Section
File No.
Serial No. 12

No. 24-E.A.P.
Exp. Chapter LVIII

To The Comptroller

Sir,

I am directed to forward herewith proof copy of chapter LVIII of the Revised Dept. Jail Manual regarding Cash transactions and financial accounts and to request to be favoured with your remarks by

over.

and suggestions thereon
at a very early date

Move it

For Secy, Gt Delhi

Ans
27/2/17

List of enclosures.

Copied by

Examined by

GPB—20,000—14-2-14

66

GEN. & REV. SECRETARIAT
VIII
E. AUDIT.
23 MAR 1917

No. 2217

FROM

MAJOR T. H. ST. GEORGE TUCKER,
FIRST ASSISTANT TO THE RESIDENT IN MYSORE.

Pol. 1615
23-3-17

SC 13

To

The Secretary to the Government of
His Highness the Maharaja of Mysore,
General Department.

Dated Bangalore, 22nd March 1917

SIR,

With reference to the correspondence ending with your letter No.Pol.855, dated the 17th February 1917, regarding the revision of the Mysore Jail Manual, I am directed to state that the Resident has no remarks to offer and to forward for information a copy of the new rules issued by the Government of India, relating to the duties of Superintendents of Jails in connection with petitions for mercy from convicts under sentence of death.

I have the honour to be,
Sir,
Your most obedient servant,

T. St. G. Tucker.

First Assistant Resident

R. O. 2—R. P. B.—1—1917.—1,000.

Rules relating to the duties of Superintendents of Jails (except of Delhi) in connection with petitions for mercy from convicts under sentence of death.

1. Immediately on receipt of a warrant for execution consequent on the confirmation by the High Court of a sentence of death, the Jail Superintendent shall inform the convict concerned that if he desires to submit a petition for mercy to the Governor in Council it should be submitted in writing within seven days of the date of such ~~information~~ intimation.

Lieut. Governor in Council
Chief Commissioner's
Judicial Commissioner's

11. If the convict submits a petition addressed to the Governor in Council within the period of seven days prescribed by Rule 1. the Superintendent of the Jail shall forthwith despatch it to the Secretary to the local Govt. in the Dept. concerned, together with a covering letter reporting the date fixed for the execution and shall certify that the execution has been stayed pending the receipt of the order of the Govt. on the petition. If no reply is received within 10 days from the date of the despatch of the petition the Superintendent shall telegraph to the Secretary to the local Govt. drawing attention to the fact, but he shall in no case carry out the execution, before the receipt of the local Govt's reply.

Lieut. Governor(in Council)
Chief Commissioner

111. In the event of the convict submitting a petition addressed to the Governor in Council after the expiry of the period of seven days prescribed in Rule 1, the Superintendent shall forward the petition to Government in the manner described above and shall at the same time telegraph the substance of the petition, and the date of the execution but shall not delay the execution of the sentence, unless specially ordered by the local Government.

Lieut. Governor in Council
Chief Commissioner

1V. Immediately on receipt by the Jail Superintendent of an intimation to the effect that the petition for mercy received under Rule 1 has been rejected by the Governor in Council

Lieut. Governor in Council
Chief Commissioner.

Lie

the Superintendent shall inform the convict concerned that, if he desires to submit a petition for mercy to the Governor-General in Council, such pettion must be submitted in writing within seven days from the time when such information is given to the convict. He shall at the same time fix a fresh date for the execution of the sentence, which shall however, not be less than 14 days after the receipt of the orders of the local Govt. but shall in no case be earlier than the date already fixed.

V. If the convict submits a petition addressed to the Governor General in Council with-in the period prescibed ~~in~~ by Rule lV, the Superintendent of the Jail shall at once forward it to the local Government and shall invariably postpone the execution until ~~the~~ receipt of the orders of the Governor General in Council on the petition informing the local Govt. that he has done so.

Vl. If the convict submits a petition addressed to the Governor General in Council after the period prescribed by Rule lV, the Superintendent of the Jail shall at once forward it, and mean while telegraph the substance of it to the local Govt., requesting orders whether the execution should be postponed and stating that, pending a reply, the sentance will not be carried out. If however, such petition is received by the Superintendent latter than noon on the day preceding that fixed for the execution he shall not postpone the execution but shall forward the petition to the local Government in the usual manner, giving the date of the execution and stating that the execution has not been stayed.

Vll. If the convict submits a petition for mercy addressed to His Majesty the King-Emperor or the Secretary of the State, the Superintendent shall at once forward it to the local Govt. and shall at the same time telegraph the substance of the petition and the date of the execution to the local Government. He shall not further postpone execution unless specially ordered by the local Government.

69

Vlll. In the event of its coming to the knowledge of the Superintendent at any time before the execution of the sentence that altogether exceptional circumstances have risen which plainly demand a reconsideration of the sentence he is at liberty, anything in the foregoing rules notwithstanding to report the circumstances by telegraph to the local Government and ask for its orders and to defer execution till they are received.

lX. The Superintendent shall at once repeat back to the Secretary to the local Government in the Department concerned all telegrams communicating orders to him regarding petitions for mercy, by way of acknowledgment of their receipt.

Copy.

Registrar, Resident's Office

EM

24-E.A.G.

General and Revenue Secretariat,

Bangalore, 27th March 1917.

From

The Secretary to Government,

General Department.

To

The Superintendent,

Government Press.

Sir,

I am directed to invite reference to the marginally noted communications from this office and to request that the proofs of the draft rules (which form appendices to Jail Manual) forwarded with them may be sent if ready. In case they have not been set in type, yet, the originals at least may be sent to-morrow ~~as they are required~~ for reference and return.

Memo No.24-E.A.G.	dated	24-10-16
"	"	25-1-1917
"	"	10-2-1917
"	"	15-2-1917

I have the honour to be,

Sir,

Your most obedient servant,

For Secretary to Government,

General Department.

No. 2185
W.D. Bmore

W.D. 127—GPP—1,000—29-7-16

SC 15

OFFICE OF THE SUPERINTENDENT,
GOVERNMENT PRESS,

Dated Bangalore, 29th March 1917.

FROM

C. H. YATES, ESQ.,
SUPERINTENDENT, GOVERNMENT PRESS,
BANGALORE.

GEN. & REVENUE SECRETARIAT
VIII
E. AUDIT.
30 MAR 1917.

TO

D. M. Narasinga Rao, Esq., B.A., B.L.,
Secretary to Government,
General Department,
Efficiency Audit Branch VI.

SIR,

With reference to your letter No. 24 E. A. G., dated the 27th instant, received to day, I have the honour to forward herewith for reference and return the appendices to the Jail Manual, as requested.

I have the honour to be,
Sir,
Your most obedient Servant,
C H Yates
Superintendent,
Government Press.

F2

WD 2861—GPB—1,000—23-5-16

191 7

FROM

C. H. YATES, ESQ.,
SUPERINTENDENT,
GOVT. PRESS,
BANGALORE.

To Secretary to Government
General Department
Efficiency Audit
Branch
Bangalore

Date

Despatched } 29.3.17

Received

General No. 2185
No.

Enclosure No. one Bundle

Returns herewith in original the appendices to the Jail Manual for reference and return as requested.

G.R.S.31]

G.R.S.M.—1,000—16-11-16

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE,

GENERAL AND REVENUE SECRETARIAT.

No: 24 Ex & Encl. Two fits

Dated Bangalore, ... 191 7.
4th April

16.

From

D. M. NARASINGA RAO, Esq., B.A., B.L.,

Secretary to the Government of His Highness the Maharaja of Mysore,

General Department.

To

C. H. Yates, Esq.,

Superintendent, Government Press,

Bangalore.

SIR,

In returning herewith the original draft appendices to the Mysore Jail Manual received with your No.8125 dated the 28th March 1917, I am directed to request that you will be so good as to set the same in type and send the proofs thereof as early as possible. I enclose herein a memo showing the order in which the appendices are to be printed.

I have the honor to be,

S i r,

Your most obedient servant,

For Secretary to Government,
General Department.

WD 1233—GPB—60,000—1-12-16—S.

74

G. R. S. III-2j

General and Revenue Secretariat.

File No. of 191 .

Serial No.

A copy of the draft Jail Manual together with a draft order are forwarded to Branch II for favour of remarks with respect to the following provisions of the draft manual relating to financial matters:-

Chapter II -Section 6 - Inspector General's financial powers.

Chapter IX - Security deposits.

Chapter XIV-Sections 170 to 172 - Power to entertain temporary establishment.

Chapter XXI-Sections 317 & 321 - Grant of gratuity to convict overseers and convict warders.

Chapter XXXV -Section 503 -Inspector General's power to sanction rewards.

Chapter LVIII - Cash transactions and financial accounts.

copy 10/4

NOTE—Contn. sheet.

75

G.R.S. 28]

File No. 24
Serial No. 17

Diary No. of letter replied to

GENERAL AND REVENUE SECRETARIAT.
( )

the 191 .

Date of issue 20-6-17

Signed by M. N. Madhava Rao

Proceedings of the Government of His Highness the Maharaja of Mysore

READ—

ORDER THEREON.—No. 24-E.A.G.
dated April 1917.

The accompanying Jail Manual is issued in supersession of the edition of 1894 and will come into force from 1st July 1917. The rules contained in it are

over.

SUBJECT.

GPB—50,000—1-12-12

are promulgated, except where any other authority is indicated, under Section 54 of the ~~Indian~~ Prisons Act, 1870 as extended to Mysore by Government of India Notification No. Foreign Department, Judl. 246-I.J. dated 4th September 1879.

2. The annexure indicates some of the changes introduced by the new manual and the provisions requiring particular attention.

Secretary to Government,
General Department.

THE JAIL MANUAL.

Annexure to G.O. No. Dated

CHAPTER I.

CLASSIFICATION OF JAILS.

The classification of Jails given in Chapter I is based on the existing practice as laid down in section 578 to 589 of the Mysore Jail Manual of 1894 as amended by Government Orders Nos.J.1197-12-07 dated the 12th February 1903 and 387-97/Pris.5-2 dated the 5th August 1905.

CHAPTER II.

THE INSPECTOR GENERAL OF PRISONS.

Rule 6(1)

2. Under Government Order No.1672-76-10092-96 dated the 1st December 1913, The Inspector General of Prisons may sanction expenditure for petty construction and repairs in the Central Jail at Bangalore up to a limit of Rs.2,500. Rule 6 of the new manual is intended to confer on the Inspector General of Prisons similar powers with respect to the District Jail at Mysore.

Rule 6(3) & (4)

Clauses (3) and (4) of rule 6 authorise the Inspector General of Prisons to sanction the temporary employment

in

in one jail of officials belonging to another jail without incurring an increase of cost.

Rule 8.

Rule 8 empowers the Inspector - General to sanction the institution of civil suits on behalf of Government.

CHAPTER III.

VISITORS.

Rule 14.

3. The list of official visitors given in Section 745 of the Mysore Jail Manual of 1894 has been revised and the following officers are now appointed ex-officio visitors of jails in the State.

(1) The Chief Judge of Mysore,
(2) The Senior Surgeon,
(3) The Sanitary Commissioner,
(4) Sessions Judges, and
(5) District Magistrates.

Rule 15

Rule 15 lays down that District Magistrates and Sessions Judges should visit the jail, if any, at their head-quarters at least once a quarter. Hitherto no rules have been made regarding the intervals at which inspections by the official visitors should be held, and consequently it is feared these inspections were very much neglected.

Rules 16 & 17.

Rule 16 contemplates the appointment of non-official visitors (a practice not hitherto in vogue), and Rule 17 lays down instructions for their guidance.

CHAPTER VI.

THE MEDICAL SUBORDINATE.

The

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CHAPTER VI.

THE MEDICAL SUBORDINATE,

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4. The provisions of this chapter which require attention are (1) Rule 55 defining the extent of the disciplinary control which the Superintendent and the Medical Officer may exercise over the medical subordinates; and (2) Rule 56 requiring Sub-Assistant Surgeons attached to jails to maintain - report books in a prescribed form.

CHAPTER VII.

SUBORDINATE OFFICERS GENERALLY.

Rule 74.

5. Rule 74 dealing with the training of subordinate jail officers in musketry and drill is based on the recommendations made in this behalf by the Inspector General of Prisons and approved by Government in G.O. No.J.4636-Pris.35-15-19 dated the 26th May 1916.

flag 7.

Rule 75.

Under Rule 75 the Superintendents of jails are required to submit to the Inspector General of Prisons at the close of - every calendar year a report on each officer of the upper subordinate establishment, dealing with the officer's physique, general character, activity, knowledge of drill and fitness for promotion. The submission of this report does not dispense with the - sending up of confidential reports on the working and character of officials drawing Rs.70 and above, which is prescribed in G.O.No.G.3137-76-G.M.212-15-1 dated the 6th September 1915.

⊗ flag 8.

CHAPTER VIII.

UNIFORM OF JAIL OFFICERS.

× Flag H

⊗ Flag I

○ Flag J

⊘ Flag L.

6. Rules regulating the supply of uniforms to jail officers were sanctioned by Government in their order No.24723-J.1477 dated the 21st June 1895 and these rules were subsequently amended by Government orders Nos.3720/J.438 dated the 20th September 1897, 3295-6/Pris.72-06-02 dated the 2nd May 1908 and 3638-39/Pris. 57-08-2 dated the 22nd May 1909. Chapter VIII of the new manual reproduces in effect the existing rules on the subject of uniforms. The only new provision is contained in Rule 125 which authorises the supply of uniform to female warders.

CHAPTER IX.

SECURITY DEPOSITS.

Rules 131 to 139.

□ Flag M.

7. Although Government order No.Fl. 5217-62/Ml.322-10 dated the 4th June 1912 requires every officer dealing with public money to furnish security, this rule has not been strictly followed in the Department of Prisons. It is understood that the only jail officers furnishing security at present are the Jailers of the two Jails. Rules 131 to 139 of the new jail manual lay down the amount of security to be demanded from the various grades of officers and the manner in which it should be furnished.

CHAPTER X.

THE JAILER.

Rule 152.

8. Rule 152 specifies the particulars

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particulars which ought to be entered by the Jailer in his diary.

CHAPTER XI.

THE DEPUTY JAILER.

Rule 158(a) & (g)

9. The duties of admitting and searching newly received prisoners and maintaining ration accounts and registers devolve upon the Deputy Jailer according to Rule 158, clauses (a) and (g) respectively. The former functions have been hitherto performed by the Jailer under section 61 of the Mysore Jail Manual of 1894, and the latter functions by the Head Clerk in the Jail office. The new arrangement while affording some relief to the Jailer is calculated to fix more specifically the responsibility of the Deputy Jailer in the matter of indenting for, and issuing rations.

CHAPTER XII.

JAIL CLERKS.

Rules 161 to 163.

10. The officers of the clerical staff of jails are at present designated "Assistant Jailers and Munshis". (Vide Government Orders Nos.3033-4-J.303 dated the 31st August 1896 and 11378-79-J.1416 dated the 8th April 1899). In Chapter XII of the new manual they are styled "Jail Clerks"- a more appropriate designation, considering that they have no executive duties to perform.

x Flag N.
o Flag O.

In Rules 162 and 163 the principles on which duties should be assigned

to

to the members of the clerical establishment are laid down.

CHAPTER XIV.

THE WARDER ESTABLISHMENT.

Rules 170 & 171.

11. Rules 170 and 171 of the new Jail Manual empower the Inspector General of Prisons in Mysore to sanction additional temporary establishment in special circumstances and according to a prescribed scale.

Rule 172.

And by the next rule, the Superintendent is authorised to anticipate sanction for the entertainment of additional temporary establishment in emergencies.

Rule 184.

Rule 184 of the new manual introduces the system of awarding black marks to warders in lieu of, or in addition to, the punishments under the Prisons Act of 1870.

CHAPTER XVI.

CLASSIFICATION & SEPARATION OF PRISONERS.

Rule 204.

Flag P.

12. Government in their order No.J. 2072-83/Pris.45-14-4 dated 30th November 1915, while reviewing the report on the administration of Jails and Lock-Ups in the State for the year 1914, have requested the Chief Court to issue necessary instructions to the magistrates to note, wherever possible, on every warrant whether a prisoner has undergone a previous conviction. Rule 204 of the new manual further authorises the sentencing courts to

to classify prisoners as habitual or otherwise.

Rules 205 & 207

Rules 205 and 207 also introduce a new practice. Under these rules the Superintendent is required to make enquiries on the admission of a prisoner (convict or under-trial), and if he discovers any convictions not known to the police or to the court, to communicate the same to the said authorities.

CHAPTER XVII.

ADMISSION OF PRISONERS.

Rule 229.

13. History Tickets are, it is understood, given in the Central Jail, Bangalore, to convicts sentenced to rigorous imprisonment for a period of one year and above. By Rule 229, these tickets are prescribed generally for all convicts in both the Jails.

Rule 240.

Under the existing rules contained in the Jail Manual of 1894, the hair of a convict sentenced to rigorous imprisonment should be cut immediately after admission into the Jail. But this ~~[illegible]~~ procedure is modified by Rule 240 of the new manual which provides that the hair of a convict should not be cut until after the disposal of his appeal, if any, or if no appeal is preferred, till after the lapse of the appeal time. Further, discretion is given to the Superintendent to exempt from the operation of the rule prisoners to

to whom the cutting of hair would be offensive or degrading.

CHAPTER XIX.

OFFENCES AND PUNISHMENTS.

14. The acts constituting prison offences are enumerated in section 47 of the Prisons Act of 1870, and the first of these offences, viz., disobedience to the regulations of the prison is explained at length in Rule 275 of the new manual. The succeeding rules deal with the circumstances in which a Superintendent should refer prison offences for enquiry by a magistrate and those in which he may punish such offences himself.

The rest of the chapter deals with the different classes of punishments for jail offences, (viz., loss of remission, penal diet, solitary confinement, etc.) and the principles and precautions to be observed in awarding them.

It is to be noted that under Section 48 of the Prisons Act, the Superintendent has no power to place a prisoner in irons as a punishment (unless he is also a magistrate and proceeds as such; vide Section 49 of the Act), though under Section 53, he may employ this form of restraint for the safe custody of a prisoner.

CHAPTER XX.

THE REMISSION SYSTEM.

15. There are two sets of rules in

in force at present under which the remission of sentences of prisoners for good conduct is regulated, viz., "The Ticket of Leave Rules" of 1892 and the "Mark Rules" of 1899. The former relate only to life-term prisoners while the latter apply to all convicts (including lifers). The complication arising from the existence of a double set of rules is further increased by the manner in which the amount of remission is regulated. The grant of marks under the Mark System involves considerable labour and much scriptory work. This is avoided under the rules contained in Chapter XX of this Jail Manual which are largely based on the rules issued by the Government of India. The rules now prescribed supersede the Ticket-of-Leave Rules and the Mark Rules issued with Government notifications 1937-J.73-92 dated 30th July 1892 and 11737-J.1457 dated 17th April 1899 respectively. The main features of the new rules are:-

(1) that remission is calculated for lifers as well as termers by the same set of rules.

(2) that the scale of remission is more liberal than the one hitherto in force.

(3) that the use of marks is dispensed with in deducing the period of remis-

86

remission earned.

(4) that the case of all life convicts sentenced to more than 14 years' imprisonment or transportation, or transportation and imprisonment for terms aggregating 14 years is, when the term of imprisonment undergone together with any remission earned under the rules amounts to 14 years, required to be submitted to Government with a view to their determining whether release should be granted - immediately, or on the completion of the prisoner's full term of imprisonment, and in either case conditionally or otherwise.

CHAPTER XXI.

GRADING OF CONVICTS AND CONVICT OFFICERS.

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16. The rules now in force for the grading of convicts and convict officers appear as part iii of Mark Rules issued with Government Notification No.11737/J.1457 dated 7th April 1899.

× Flag Q.

The revised rules embodied in Chapter XXI of the new manual are generally on the same lines, but introduce a few changes of importance.

The gratuity payable is increased from half anna and nine pies in the case of 2nd and 1st class prisoners to one anna and one and half anna

anna respectively per mensem while the gratuity of three pies per mensem hitherto paid to 3rd class convicts is discontinued.

The rate of gratuity in the case of convict night-watchmen and overseers are also enhanced and fixed at four annas and eight annas respectively per mensem.

Convict warders have been hitherto divided into three grades and have been receiving gratuity at different rates, viz., eight annas, twelve annas and one rupee. These distinctions are abolished in the revised rules and the rate of gratuity payable to convict warders has been fixed at a uniform rate of one rupee.

In the case of interviews and the writing and receiving of letters, the rules now enacted are more liberal than those hitherto in force.

CHAPTER XXII.

D I E T A R Y.

17. Chapter XXII on the dietary of prisoners practically reproduces the existing rules and practice and does not call for remarks.

CHAPTER XXIII.

CLOTHING AND BEDDING.

18. Chapter XXIII regarding the clothing and bedding of prisoners also

also contains no material alterations in the existing practice. The only points requiring mention are:- (a) that separate clothing is prescribed for the three classes, Brahmins, Panchamas and others (vide rule 343), (b) that the use of private clothing is enjoined in the case of convicts sent in custody to a sessions court to undergo trial in cases triable by Jury (see Rule 348) and (c) that the issue of clothing and bedding is prohibited except in accordance with indents passed by the Inspector General of Prisons (vide Rule 360).

CHAPTER XXIV.

CONVICT LABOUR & JAIL INDUSTRIES.

Rules 361 & 371

19. Rule 627 of the 1894 edition of the Mysore Jail Manual distinguishes the different classes of labour to be allotted to prisoners as hard, medium and light, but the scale of task is not at present prescribed. The new Jail Manual (Rules 361, 371 and Appendix ..) makes provision in this behalf.

Rules 366 and 370 regarding the extra-mural employment of prisoners generally follow the existing orders of Government and the instructions issued by the Inspector General of Prisons.

Rules 375 and 376 of the new Manual enunciate the principle on

on which the manufacturing department of a jail should be worked.

CHAPTER XXV.

PRISONERS' PROPERTY.

20. The only provision to which attention need be drawn in Chapter XXV. is rule 390 which provides that unauthorised property found on a prisoner shall be forfeited to Government and that a portion of the proceeds of the sale thereof not exceeding one-half may be paid at the Superintendent's discretion to the officer discovering the property. This supersedes the existing practice under which the whole of the secreted articles up to the amount of Rs.5 becomes the property of the finder. (vide rule 213 of the Mysore Jail Manual of 1894).

CHAPTER XXVI.

RELIGIOUS MINISTRATION.

Rule 391.

21. Rule 391 of the new Manual dealing with religious ministration amplifies sections 663 and 664 of the Mysore Jail Manual of 1894 on the subject.

CHAPTER XXX.

Chapter XXX

ATTENDANCE OF PRISONERS AS WITNESSES

22. Chapter XXX on the attendance of prisoners as witnesses in court reproduces the rules frames by Government under Sections 8,15, and 17 of the - Prisoners' Testimony Regulation of 1894 and published in Notifications Nos.18928-J.1175 dated 23rd April 1895 (as amended by Notification No.1739-J.176 dated 3rd August 1898) and Notification No.3826-J. 418 dated 7th September 1895 (as amended by Notification No.J.1754-Police 36-5 dated 22nd December 1905.)

Flag R.

Flag S.

Flag V

Flag U.

Chapter XXXII

R E L E A S E S.

Rules 461 to 467.

23.. Section 519 of the Jail Manual of 1894 as amended by Government Order (Camp) No.161 dated 16th April 1896 provides for Government in their discretion releasing prisoners whose life is endangered in Jail. Such release under the new rule (467) is made contingent on the acceptance by the prisoner of certain conditions regarding residence and conduct. Rule 465 for similar treatment in the case of prisoners suffering from incurable blindness or infirmity which incapacitates them for the commission of crime of the nature for which they are confined.

Chapter XXXVI-OUTBREAKS.

Rule 511.

27. Chapter XXXVI deals with the procedure to be adopted when outbreaks occur in jails. The provisions noteworthy in this chapter are (a) Rule 511 which authorises the guard to open fire (after observing certain precautions) in order to quell disturbance and (b) rule 515 which provides for the holding of alarm parades in order to familiarise officers and prisoners with their respective duties in case of an outbreak.

Chapter XXXVII

Rule 522.

ACCIDENTS AND SUICIDES.

28. The instructions contained in rule 522 of the new manual for the prevention and suppression of fires in jails require particular attention on the part of Superintendents.

Chapter XXXVIII

MEDICAL ADMINISTRATION AND HOSPITAL MANAGEMENT.

Rule 556 and 557.

29. These rules require that camping grounds should be provided for jails. The Jail Manual of 1894 contained also rules to a similar effect, but it is understood that they have hitherto practically remained a dead letter. The provision of camping grounds is a necessary precaution against the occurrence of epidemics. The rules on the subject are therefore

therefore retained in the new manual Early steps should be taken to provide camping grounds.

Chapter XXXIX-SANITATION.

Rules 607 to 615.

30. The rules regarding drinking water wells contained in chapter XXXIX will have ordinarily no practical application to the jails at Bangalore and Mysore which obtain their supplies of water through pipes. But they may be found to be of use, should, for any reason, e.g., camping out during epidemics, wells were temporarily resorted to.

Rule 617.

Rule 617 provides following the corresponding rules in the Jail Manual of 1894 for the maintenance of separate burial grounds attached to jails Necessary steps should be taken to provide suitable grounds.

Chapter XL.

The Jail Garden and Farm.

Rule 621.

31. Rule 621 of the new manual requires the Inspector General of Prisons to fix in the case of each jail a percentage of prisoners that may be employed in the jail garden for gardening purposes and the Jailer to show a profit at least of Rs 3 per mensem for every prisoner detailed for gardening work in excess of the fixed number.

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Chapter XLII

CIVIL PRISONERS.

Rule 631.

32. At present, no scale is prescribed for the issue of jail - clothing to a civil prisoner in case of necessity. Rule 631 is intended to supply this omission.

Chapter XLIX.

Prisoners sentenced to death.

33. Rule ~~702~~ 703 lays down the procedure to be followed with regard to condemned prisoners in order to afford them an opportunity ~~of~~ petitioning the Government for mercy.

Chapter LI-JUVENILES.

Rule 737.

34. This chapter reproduces the existing provisions contained in the Jail Manual of 1894. Attention should however be drawn to the fact that the special scale of diet of juvenile prisoners contained in that Manual is now omitted. Rule 737 lays down that juveniles who have attained puberty shall be allowed the scale of diet prescribed for labouring adult prisoners and those who have not attained puberty, the diet according to scale fixed for non-labouring adult prisoners. This rule is understood to be in accordance with the practice - followed in the jails of the State since the introduction of the vegetarian diet scale.

Chapter LVI-~~LEVICIOS~~ Registers.

Rule 769.

35. A list of registers to be maintained in Jails is laid down under rule 769 of the new manual. The following are additional registers prescribed by the manual:-

i. Release Diary & Batta Book.
ii. Labour register.
iii. Remission sheets.
iv. Balance practice register.
v. Stock book of civil stores.
vi. Day book of realizations.
vii. Register of Inter and Intra departmental ~~exchanges~~ supplies.
viii. Register of manufacturing plant.
ix. Hospital roll.

Chapter LVII

REGISTERS OF GENERAL DEPARTMENT.

Rule 789.

36. According to rule 789, three registers should be maintained by the gate-keeper instead of one as at present, viz.,

(1) Register of persons other than prisoners and warders passing through the main-gate.

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(3) Register of articles, etc., passed through the main-gate.

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CASH TRANSACTIONS & ~~FINAL~~ Financial ACCOUNTS.

37. Chapter LVIII deals with cash transactions and financial accounts maintained in jails. The rules contained in the chapter are an adaptation

adaptation, with special reference to jails, of the rules which regulate financial procedure in all departments of Government.

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Rule 808 lays down in detail the classification of jail expenditure. The sub and detailed heads slightly differ from the usual budget heads, the chief variations being as follows:-

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(b) The combined head "Sanitation charges, miscellaneous services and supplies" is split up into two heads, viz., (i) "Sanitation charges" and (ii) Miscellaneous services and supplies". Under the former again, an additional detailed head is given, viz., "Extraordinary charges" and under the latter, an additional head "F. Other miscellaneous services and supplies" is similarly provided.

(c) Lastly, a new sub-head, viz., "Extraordinary charges for live-stock, plant and tools" has been provided.

These additional heads will be opened in the budget also. This will

will bring the budget classification of expenditure into line with that given in statement No.IX of the Annual Statistics of the Prisons Department.

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STATISTICAL AND OTHER RETURNS.

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38. The Superintendents of Jails have been submitting to the Inspector General of Prisons the following statistical returns every month:-

(1) Statement of distribution of prisoners.

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(4) Casualty roll of prisoners, and

(5) A ~~classification~~ certificate on the examination of registers and cash.

Statements Nos. 2,3 and 4 mentioned above appear to be defective and do not fully serve the purpose for which they were intended. They are now dispensed with and the following monthly returns which give more complete and useful information are substituted:-

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(1) The cost of raw materials.

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(3) A percentage for wear and tear.

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Rules 867 to 877.

40. Chapter LXI on the Medical Registers and Forms practically reproduce the existing rules and provisions and calls for no remarks.

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Rules 878 to 885.

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Government of His Highness the Maharaja of Mysore.

GENERAL AND REVENUE DEPARTMENTS.

G. O. No. 24—E. A. G., dated 15th June 1917.

Jail Manual.

Issues a revised —— for Mysore.

W D 2812—GPB—20-6-17—250

No. 24—E. A. G., DATED 15TH JUNE 1917.

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS.

Order No. 24—E. A. G., dated 15th June 1917.

The accompanying Jail Manual is issued in supersession of the edition of 1894, and will come into force from 1st July 1917. The rules contained in it are promulgated, except where any other authority is indicated, under Section 54 of the Indian Prisons Act, 1870, as extended to Mysore by Government of India Notification No. Foreign Department, Judicial 246—I. J., dated 4th September 1879.

2. The annexure indicates some of the changes introduced by the new Manual and the provisions requiring particular attention.

D. M. NARASINGA RAO,
Secy. to Govt., Gen. Dept.

Exd.—C. R.

To—The Inspector General of Prisons.
The Inspector General of Police.
The Registrar, Chief Court.
District Magistrates.

No. 24—E. A. G., DATED 15TH JUNE 1917.

JAIL MANUAL.

Annexure to Government Order No. 24—E. A. G., dated 12th May 1917.

CHAPTER I.

CLASSIFICATION OF JAILS.

The classification of jails given in Chapter I, is based on the existing practice as laid down in Sections 578 to 589 of the Mysore Jail Manual of 1894, as amended by Government Orders Nos. J. 1197-12-07, dated the 12th February 1903, and 387-97—Pris. 5-2, dated the 5th August 1905.

CHAPTER II.

THE INSPECTOR-GENERAL OF PRISONS.

2. *Rule 6 (1).*—Under Government Order No. 1672-76—10092-96, dated the 1st December 1913, the Inspector-General of Prisons may sanction expenditure for petty construction and repairs in the Central Jail at Bangalore up to a limit of Rs. 2,500. Rule 6 of the new manual is intended to confer on the Inspector-General of Prisons similar powers with respect to the District Jail at Mysore.

Rule 6 (3) & (4).—Clauses (3) and (4) of Rule 6 authorise the Inspector-General of Prisons to sanction the temporary employment in one jail of officials belonging to another jail without incurring an increase of cost.

Rule 8.—Rule 8 empowers the Inspector-General to sanction the institution of civil suits on behalf of Government.

CHAPTER III.

VISITORS.

3. *Rule 14.*—The list of official visitors given in Section 745 of the Mysore Jail Manual of 1894, has been revised and the following officers are now appointed *ex-officio* visitors of jails in the State:—

(1) The Chief Judge of Mysore,
(2) The Senior Surgeon,
(3) The Sanitary Commissioner,
(4) Sessions Judges, and
(5) District Magistrates.

Rule 15.—Rule 15 lays down that District Magistrates and Sessions Judges should visit the jail, if any, at their headquarters at least once a quarter. Hitherto no rules have been made regarding the intervals at which inspections by the official visitors should be held, and consequently it is feared these inspections were very much neglected.

Rules 16 and 17.—Rule 16 contemplates the appointment of non-official visitors (a practice not hitherto in vogue), and Rule 17 lays down instructions for their guidance.

CHAPTER VI.

THE MEDICAL SUBORDINATE.

4. The provisions of this chapter which require attention are (1) Rule 55 defining the extent of the disciplinary control which the Superintendent and Medical Officer may exercise over the Medical subordinates; and (2) Rule 56 requiring Sub-Assistant Surgeons attached to jails to maintain report books in a prescribed form.

CHAPTER VII.

SUBORDINATE OFFICERS GENERALLY.

5. *Rule 74.*—Rule 74 dealing with the training of subordinate Jail officers in musketry and drill is based on the recommendations made in this behalf by the Inspector-General of Prisons and approved by Government in Government Order No. J. 4636—Pris. 35-15-9, dated the 26th May 1916.

Rule 75.—Under Rule 75, the Superintendents of Jails are required to submit to the Inspector-General of Prisons at the close of every calendar year a report on each officer of the upper subordinate establishment, dealing with the officer's physique, general character, activity, knowledge of drill and fitness for promotion. The submission of this report does not dispense with the sending up of confidential reports on the working and character of officials drawing Rs. 70 and above, which is prescribed in Government Order No. G. 3137-76—G. M. 212-15-1, dated the 6th September 1915.

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CHAPTER VIII.

UNIFORM OF JAIL OFFICERS.

6. Rules regulating the supply of uniforms to jail officers were sanctioned by Government in their Order No. 24723—J. 1477, dated the 21st June 1895, and these rules were subsequently amended by Government Orders Nos. 3720—J. 438, dated the 20th September 1897, No. 3295-6—Pris. 72-06-02, dated the 2nd May 1908, and No. 3638-39—Pris. 57-08-2, dated the 22nd May 1909. Chapter VIII of the new manual reproduces in effect the existing rules on the subject of uniforms. The only new provision is contained in Rule 125 which authorises the supply of uniform to female warders.

CHAPTER IX.

SECURITY DEPOSITS.

7. *Rules 131 to 139.*—Although Government Order No. Fl. 5217-62—Ml. 322-10, dated the 4th June 1912, requires every officer dealing with the public money to furnish security, this rule has not been strictly followed in the Department of Prisons. It is understood that the only jail officers furnishing security at present are the Jailers of the two jails. Rules 131 to 139 of the new Jail Manual lay down the amount of security to be demanded by the various grades of officers and the manner in which it should be furnished.

CHAPTER X.

THE JAILER.

8. *Rule 152.*—Rule 152 specifies the particulars which ought to be entered by the Jailer in his diary.

CHAPTER XI.

THE DEPUTY JAILER.

9. *Rule 158 (a) and (g).*—The duties of admitting and searching newly received prisoners and maintaining ration accounts and registers devolve upon the Deputy Jailer according to Rule 158, clauses (*a*) and (*g*) respectively. The former functions have been hitherto performed by the Jailer under Section 61 of the Mysore Jail Manual of 1894, and the latter functions by the Head Clerk in the jail office. The new arrangement while affording some relief to the Jailer is calculated to fix more specially the responsibility of the Deputy Jailer, in the matter of indenting for, and issuing rations.

CHAPTER XII.

JAIL CLERKS.

10. *Rules 161 to 163.*—The officers of the clerical staff of jails are at present designated "Assistant Jailers and Munshis." (*Vide* Government Orders Nos. 3033-7—J. 303, dated the 31st August 1896, and No. 11378-79—J. 1416, dated the 8th April 1899.) In Chapter XII of the new manual they are styled "Jail Clerks" a more appropriate designation, considering that they have no executive duties to perform.

In Rules 162 and 163 the principles on which duties should be assigned to the members of the clerical establishment are laid down.

CHAPTER XIV.

THE WARDER ESTABLISHMENT.

11. *Rules 170, 171 and 172.*—Rules 170 and 171 of the new Jail Manual empower the Inspector-General of Prisons in Mysore, to sanction additional temporary establishment in special circumstances and according to a prescribed scale. And by the next rule, the Superintendent is authorised to anticipate sanction for the entertainment of additional temporary establishment in emergencies.

Rule 184.—Rule 184 of the new manual introduces the system of awarding black marks to warders in lieu of, or in addition to, the punishments under the Prisons Act of 1870.

CHAPTER XVI.

CLASSIFICATION AND SEPARATION OF PRISONERS.

12. *Rule 204.*—Government in their Order No. J. 2072-83—Pris. 45-14-4, dated 30th November 1915, while reviewing the report on the administration of Jails and Lock-Ups in the State for the year 1914, have requested the Chief Court to issue necessary instructions to the magistrates to note, wherever possible, on every warrant whether a prisoner has undergone a previous conviction. Rule 204 of the new Manual further authorises the sentencing courts to classify prisoners as habitual or otherwise.

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Rules 205 and 207.—Rules 205 and 207 also introduce a new practice. Under these rules the Superintendent is required to make enquiries on the admission of a prisoner, (convict or under-trial), and if he discovers any convictions not known to the police or to the Court, to communicate the same to the said authorities.

CHAPTER XVII.

ADMISSION OF PRISONERS.

13. *Rule 229.*—History Tickets are, it is understood, given in the Central Jail, Bangalore, to convicts sentenced to rigorous imprisonment for a period of one year and above. By Rule 229, these tickets are prescribed generally for all convicts in both the jails.

Rule 240.—Under the existing rules contained in the Jail Manual of 1894, the hair of a convict sentenced to rigorous imprisonment should be cut immediately after admission into the jail. But this procedure is modified by Rule 240 of the new manual which provides that the hair of a convict should not be cut until after the disposal of his appeal, if any, or if no appeal is preferred, till after the lapse of the appeal time. Further, discretion is given to the Superintendent to exempt from the operation of the rule prisoners to whom the cutting of hair would be offensive or degrading.

CHAPTER XIX.

OFFENCES AND PUNISHMENTS.

14. The acts constituting prison offences are enumerated in Section 47 of the Prisons Act of 1870, and the first of these offences, *viz.*, disobedience to the regulations of the prison is explained at length in Rule 275 of the new manual. The succeeding rules deal with the circumstances in which a Superintendent should refer prison offences for enquiry by a Magistrate and those in which he may punish such offences himself.

The rest of the chapter deals with the different classes of punishments for jail offences, (*viz.*, loss of remission, penal diet, solitary confinement, etc.,) and the principles and precautions to be observed in awarding them.

It is to be noted that under Section 48 of the Prisons Act, the Superintendent has no power to place a prisoner in irons as a punishment (unless he is also a Magistrate) and proceeds as such; *vide* Section 49 of the Act, though under Section 53, he may employ this form of restraint for the safe custody of a prisoner.

CHAPTER XX.

THE REMISSION SYSTEM.

15. There are two sets of rules in force at present under which the remission of sentences of prisoners for good conduct is regulated, *viz.*, "The Ticket-of-Leave Rules" of 1892 and the "Mark Rules" of 1899. The former relate only to life-term prisoners, while the latter apply to all convicts (including lifers). The complication arising from the existence of a double set of rules is further increased by the manner in which the amount of remission is regulated. The grant of marks under the Mark System involves considerable labour and much scriptory work. This is avoided under the rules contained in Chapter XX of this Jail Manual which are largely based on the rules issued by the Government of India. The rules now prescribed supersede the Ticket-of-Leave Rules and the Mark Rules issued with Government Notifications Nos. 1937—J. 73-92, dated 30th July 1892 and 11737—J. 1457, dated 17th April 1899, respectively. The main features of the new rules are:—

(1) that remission is calculated for lifers as well as termers by the same set of rules.

(2) that the scale of remission is more liberal than the one hitherto in force;

(3) that the use of marks is dispensed with in deducing the period of remission earned;

(4) that the case of all life convicts sentenced to more than fourteen years' imprisonment or transportation, or transportation and imprisonment for terms aggregating fourteen years is, when the term of imprisonment undergone together with any remission earned under the rules amounts to fourteen years, required to be submitted to Government with a view to their determining whether release should be granted immediately, or on the completion of the prisoner's full term of imprisonment, and in either case conditionally or otherwise.

CHAPTER XXI.

GRADING OF CONVICTS AND CONVICT OFFICERS.

16. The rules now in force for the grading of convicts and convict officers appear as Part iii of Mark Rules issued with Government Notification No. 11737—J. 1457, dated 7th April 1899.

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The revised rules embodied in Chapter XXI of the New Manual are generally on the same lines, but introduce a few changes of importance.

The gratuity payable is increased from half an anna and nine pies in the case of 2nd and 1st class prisoners to one anna, and one and half anna respectively, per mensem, while the gratuity of three pies per mensem hitherto paid to 3rd class convicts is discontinued.

The rate of gratuity in the case of convict night-watchmen and overseers are also enhanced and fixed at four annas and eight annas respectively per mensem.

Convict warders have been hitherto divided into three grades and have been receiving gratuity at different rates, *viz.*, eight annas, twelve annas and one rupee. These distinctions are abolished in the revised rules and the rate of gratuity payable to convict warders have been fixed at a uniform rate of one rupee.

In the case of interviews and the writing and receiving of letters, the rules now enacted are more liberal than those hitherto in force.

CHAPTER XXII.

DIETARY.

17. Chapter XXII on the dietary of prisoners practically reproduces the existing rules and practice and does not call for remarks.

CHAPTER XXIII.

CLOTHING AND BEDDING.

18. Chapter XXIII regarding the clothing and bedding of prisoners also contains no material alterations in the existing practice. The only points requiring mention are:—(*a*) that separate clothing is prescribed for the three classes, Brahmins, Panchamas and others (*vide* Rule 343), (*b*) that the use of private clothing is enjoined in the case of convicts sent in custody to a Sessions Court to undergo trial in cases triable by Jury (see Rule 348) and (*c*) that the issue of clothing and bedding is prohibited except in accordance with indents passed by the Inspector-General of Prisons (*vide* Rule 360).

CHAPTER XXIV.

CONVICT LABOUR AND JAIL INDUSTRIES.

19. *Rules 361 and 371.*—Rule 627 of the 1894 edition of the Mysore Jail Manual distinguishes the different classes of labour to be allotted to prisoners as hard, medium and light, but the scale of task is not at present prescribed. The new Jail Manual (Rules 361, 371 and Appendix III, 5) makes provision in this behalf.

Rules 366 and 370 regarding the extra-mural employment of prisoners generally follow the existing orders of Government and the instructions issued by the Inspector-General of Prisons.

Rules 375 and 376 of the new Manual enunciate the principle on which the manufacturing department of a jail should be worked.

CHAPTER XXV.

PRISONER'S PROPERTY.

20. The only provision to which attention need be drawn in Chapter XXV is Rule 390 which provides that unauthorised property found on a prisoner shall be forfeited to Government and that a portion of the proceeds of the sale thereof not exceeding one-half may be paid at the Superintendent's discretion to the officer discovering the property. This supersedes the existing practice under which the whole of the secreted articles up to the amount of Rs. 5 becomes the property of the finder (*vide* Rule 213 of the Mysore Jail Manual of 1894).

CHAPTER XXVI.

RELIGIOUS MINISTRATION.

21. *Rule 391:*—Rule 391 of the new Manual dealing with religious ministration amplifies Sections 663 and 664 of the Mysore Jail Manual of 1894 on the subject.

CHAPTER XXX.

ATTENDANCE OF PRISONERS AS WITNESSES.

22. Chapter XXX on the attendance of prisoners as witnesses in Court re-produces the rules framed by Government under Sections 8, 15, and 17 of the Prisoners Testimony Regulation of 1894 and published in Notification Nos. 18928—J. 1175, dated 23rd April 1895 (as amended by Notification No. 1739—J. 176, dated 3rd August 1898) and Notification No. 3826—J. 418, dated 7th September 1895 (as amended by Notification No. J. 1754—Police 36-5, dated 22nd December 1905).

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CHAPTER XXXII.

RELEASES.

23. *Rules 461 to 467.*—Section 519 of the Jail Manual of 1894 as amended by Government Order (Camp) No. 161, dated 16th April 1896 provides for Government in their discretion releasing prisoners whose life is endangered in Jail. Such release under the new rule (467) is made contingent on the acceptance by the prisoner of certain conditions regarding residence and conduct. Rule 465 for similar treatment in the case of prisoners suffering from incurable blindness or infirmity which incapacitates them for the commission of crime of the nature for which they are confined.

CHAPTER XXXIII.

GUARDING.

24. *Rule 487.*—Rule 487 specifies the circumstances in which the use of weapons against prisoners is permitted and the precautions to be observed in using them.

CHAPTER XXXIV.

CONFINEMENT IN IRONS FOR SECURITY.

25. *Rule 497.*—The only provision in this chapter to which it is necessary to draw attention is contained in Rule 497 and the explanation thereto. The object of the rules, as stated therein, is to prevent escapes and to restrict the too free movement of dangerous and violent prisoners and not as a punishment. The Superintendents are expected to use their powers with discretion and to remove any irons imposed for security as soon as they consider it can be done with safety.

CHAPTER XXXV.

ESCAPES.

26. *Rule 503.*—The Inspector-General of Prisons is empowered by Rule 503 to sanction the grant of rewards to the extent of Rs. 50 either to private individuals or public servants for recapturing escaped prisoners.

CHAPTER XXXVI.

OUTBREAKS.

27. *Rule 511.*—Chapter XXXVI deals with the procedure to be adopted when outbreaks occur in jails. The provisions noteworthy in this chapter are (*a*) Rule 511 which authorises the guard to open fire (after observing certain precautions) in order to quell disturbance, and (*b*) Rule 515 which provides for the holding of alarm parades in order to familiarise officers and prisoners with their respective duties in case of an outbreak.

CHAPTER XXXVII.

ACCIDENTS AND SUICIDES.

28. *Rule 522.*—The instructions contained in Rule 522 of the new Manual for the prevention and suppression of fires in jails require particular attention on the part of Superintendents.

CHAPTER XXXVIII.

MEDICAL ADMINISTRATION AND HOSPITAL MANAGEMENT.

29. *Rules 556 and 557.*—These rules require that camping grounds should be provided for jails. The Jail Manual of 1894 contained also rules to a similar effect, but it is understood that they have hitherto practically remained a dead letter. The provision of camping grounds is a necessary precaution against the occurrence of epidemics. The rules on the subject are therefore retained in the new manual. Early steps should be taken to provide camping grounds.

CHAPTER XXXIX.

SANITATION.

30. *Rules 607 to 615.*—The rules regarding drinking water wells contained in chapter XXXIX will have ordinarily no practical application to the jails at Bangalore and Mysore which obtain their supplies of water through pipes. But they may be found to be of use, should, for any reason, *e.g.*, camping out during epidemics, wells were temporarily resorted to.

Rule 617.—Rule 617 provides following the corresponding rules in the Jail Manual of 1894,for the maintenance of separate burial grounds attached to jails. Necessary steps should be taken to provide suitable grounds.

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CHAPTER XL.

THE JAIL GARDEN AND FARM.

31. *Rule 621.*—Rule 621 of the new Manual requires the Inspector-General of Prisons to fix in the case of each jail a percentage of prisoners that may be employed in the jail garden for gardening purposes and the jailer to show a profit at least of Rs. 3 per mensem for every prisoner detailed for gardening work in excess of the fixed number.

CHAPTER XLII.

CIVIL PRISONERS.

32. *Rule 631.*—At present, no scale is prescribed for the issue of jail clothing to a civil prisoner in case of necessity, Rule 631 is intended to supply this omission.

CHAPTER XLIX.

PRISONERS SENTENCED TO DEATH.

33. *Rule 702.*—Rule 702 lays down the procedure to be followed with regard to condemned prisoners in order to afford them an opportunity of petitioning the Government for mercy.

CHAPTER LI.

JUVENILES.

34. *Rule 737.*—This chapter reproduces the existing provisions contained in the Jail Manual of 1894. Attention should however be drawn to the fact that the special scale of diet of juvenile prisoners contained in that manual is now omitted. Rule 737 lays down that juveniles who have attained puberty shall be allowed the scale of diet prescribed for labouring adult prisoners and those who have not attained puberty, the diet according to scale fixed for non-labouring adult prisoners. This rule is understood to be in accordance with the practice followed in the jails of the State since the introduction of the vegetarian diet scale.

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(1) Register of persons other than prisoners and warders passing through the main-gate.
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D no 33
20.7.17

MYSORE GOVERNMENT CENTRAL PRESS

REVENUE SECRETARIAT 110
VIII
AUDIT.
20 JUL 1917

The Secretary to Govt
of Mysore Judicial Branch
Bangalore

Invoice No. 112
The 7 191 7

Indent or Press Register No.	Description	Number of copies, etc.	Number of packets	Acknowledgment
3118	Draft jail Manual	100		

It is requested this Invoice may be receipted and returned as early as possible.

Despatcher.

B.G. [illegible]
Asst. Supt.

111

MYSORE GOVERNMENT CENTRAL PRESS.

To The Secretary to Govt of Mysore Judicial Branch Bangalore

Invoice No. 139

The 25-7-1917

Indent or Press Register No.	Description	Number of copies, etc.	Number of packets	Acknowledgment
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	Copies sent to records on 25.7.17			

It is requested this Invoice may be receipted and returned as early as possible.

Despatch

B.G. Venkatesiah
for Asst. Supt.

Press Invoice No.

ON MYSORE GOVT. SERVICE.

To

The Secretary to
Govt of Mysore Jud
Branch, Bangalore

~~Despatcher~~, M. G. Press.

G. R. S. VI—G/32]

SUBJECT: Forwards two copies of Mysore Jail Manual Volume I.

Diary No. of letter replied to.....

Section

File No.

Serial No.

GENERAL AND REVENUE SECRETARIAT,
( )
the 191

No. Pol. 81/Ec. 2

Date of issue 25th July 1917

Signed by D. M. Narasimha Rao

To

The First Asst to the Hon'ble the Resident in Mysore.

Sir,

I am directed to forward herewith two copies of the Mysore Jail Manual, Volume I, issued under G.O. No. 24-E.N.S. dt 15th June 1917

I have etc.,

Sd. D. M. Narasimha Rao.

General Secretary.

over.

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G. R. S. V1—G/32]

SUBJECT.....

Diary No. of letter replied to.....

GENERAL AND REVENUE SECRETARIAT
( )
, the 191 .

Date of issue 25. 7. 17

Signed by Mr. D. M. Narasinga Rao

Section
File No.
Serial No.

No. 124/E. A.G. 24-16
Encl 2 books + 2 Ltr.

To
The Private Secretary
to H.H. the Maharaja of Mysore

Sir,

I am directed to forward herewith two copies of the Mysore Jail Manual, Vol I published under G.O. no 24-E. A.G. dated 15th June 1917

I have &c

for Secretary
Ed. Deptt

over.

G.R.S. 31]

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GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

GENERAL AND REVENUE SECRETARIAT

No. 123/E.A.G. 24-16
Enc. 31 books.

Bangalore, Dated 25th July 1917

From

D. M. NARASINGA RAO, Esq., B.A., B.L

Secretary to the Government of His Highness the Maharaja of Mysore,

General Department.

To

N.T.Gopala Iyengar, Esq., B.A., LL.B.,

Registrar, Chief Court of Mysore.

SIR,

I am directed to forward herewith 33 copies of the Mysore Jail Manual, Volume I, issued with Government Order No. 24-E.A.G. dated the 15th June 1917 for favour of distribution among the courts as noted in the margin.

Chief Court 6.	Distt Courts 3
Sub -Courts 3.	Munsiffs 20

I have the honour to be,

Sir,

Your most obedient servant,

For Secretary to Government,

General Department.

G.R.S.M—500—5-6-17